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Newark, New Jersey, January 9, 1991

Prior to the regularly scheduled meeting various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:13 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Joe Mc Clain, Greater Bethel Baptist Church.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Harris, Martinez, Villani, President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Legislative Research Officer Elmer Herrmann, Assistant Corporation Counsel Kate Dwaskin-Smith, Public Relations Consultants Delores Wheat, Lois Redisch and Harold Edwards, Detective Joseph Towe and Police Officer Lloyd Peterman, Sergeants-At-Arms.

Absent: Council Members Rice, Tucker.

(Council Member Tucker arrived 1:15 P.M.)

(Council Member Rice arrived 1:20 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council."

In addition, the agenda of this meeting was disseminated on January 3, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented Report of Division of Alcoholic Beverage Control for months of October and November, 1990.

A motion that the Report be received and placed on file was made by the Council of the Whole adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, President Grant.

Absent During Roll Call: Council Member Villani.

Absent: Council Members Rice, Tucker.

4-b. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque North, held November 9, 1990.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, President Grant.

Absent During Roll Call: Council Member Villani.

Absent: Council Members Rice, Tucker.

4-c. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque South, held November 9, 1990.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez.

Absent During Roll Call: Council Member Villani.

Absent: Council Members Rice, Tucker.

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4-d.

The City Clerk presented Report of Investments and Time Deposits Purchased for the months of August, 1990 through November, 1990, submitted by Mr. Paul Barton, Manager, Division of Treasury.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole.

In accordance with the regulations as issued by the Division of Local Government Services of the Department of Community Affairs, listed below is the report of investments and time deposits purchased August, 1990 through November 1990:

INVESTMENTS & TIME DEPOSITS PURCHASED
August, 1990 thru November, 1990
sheet 1

| Current Fund | August, 1990, Purchases: |
|---------------|---|
| CD# 022,951 | \$ 1,500,000.00, 7.750%, dated 09-02-90, 09-15-90 maturity, Midlantic National Bank, safekeeping at Midlantic. 80 Park Plaza Newark, New Jersey |
| CD# 003,665 | \$ 1,500,000.00, 7.760%, dated 08-03-90, 08-15-90 maturity, First Fidelity Bank, safekeeping at First Fidelity. 550 Broad Street Newark, New Jersey |
| CD# 000,696 | \$ 4,000,000.00, 7.760%, dated 08-06-90, 08-15-90 maturity, First Fidelity Bank, safekeeping at First Fidelity. |
| CD# 7-95-5416 | \$ 475,000.00, 7.820%, dated 08-10-90, 08-30-90 maturity, Carteret Savings Bank, safekeeping at Carteret. 200 South Street Morristown, N.J. |
| CD# 202,507 | \$ 1,000,000.00, 7.620%, dated 08-13-90, 08-20-90 maturity, First Fidelity Bank, safekeeping at First Fidelity. |
| CD# 203,300 | \$ 1,600,000.00, 7.560%, dated 08-15-90, 08-22-90 maturity, First Fidelity Bank, safekeeping at First Fidelity. |
| CD# 203,553 | \$ 1,000,000.00, 7.560%, dated 08-16-90, 08-31-90 maturity, First Fidelity Bank, safekeeping at First Fidelity. |
| CD# 204,430 | \$ 500,000.00, 7.560%, dated 08-21-90, 08-28-90 maturity, First Fidelity Bank, safekeeping at First Fidelity. |
| CD# 023,094 | \$ 2,950,000.00, 7.600%, dated 08-22-90, 08-31-90 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 206,194 | \$ 4,000,000.00, 7.610%, dated 08-28-90, 09-14-90 maturity, First Fidelity Bank, safekeeping at First Fidelity. |
| CD# 206,199 | \$ 4,000,000.00, 7.770%, dated 08-28-90, 09-28-90 maturity, First Fidelity Bank, safekeeping at First Fidelity. |
| CD# 206,197 | \$ 7,000,000.00, 7.610%, dated 08-28-90, 09-04-90 maturity, First Fidelity Bank, safekeeping at First Fidelity. |

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INVESTMENTS & TIME DEPOSITS PURCHASED
August, 1990 thru November, 1990

sheet 2

Current Fund

August, 1990, Purchases, cont.:

CD# 023,130 , \$ 1,500,000.00, 7.550%, dated 08-29-90, 09-05-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 7-95-5416, \$ 475,000.00, 7.750%, dated 08-30-90, 09-20-90 maturity, Carteret Savings Bank, safekeeping at Carteret.
cd3 206,980 , \$ 550,000.00, 7.560%, dated 08-30-90, 09-06-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 207,349 , \$ 350,000.00, 7.610%, dated 08-31-90, 09-07-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.

Total Investments & Time Deposits Purchased August, 1990

\$ 32,400,000.00

September, 1990, Purchases:

CD# 207,763 , \$ 3,700,000.00, 7.610%, dated 09-04-90, 09-11-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 208,185 , \$ 2,700,000.00, 7.610%, dated 09-05-90, 09-12-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 156,317 , \$ 9,900,000.00, 7.610%, dated 09-06-90, 09-13-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 156,914 , \$ 500,000.00, 7.720%, dated 09-07-90, 10-01-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 228,217 , \$ 3,800,000.00, 7.610%, dated 09-11-90, 09-18-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 228,735 , \$ 2,850,000.00, 7.610%, dated 09-12-90, 10-01-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 238,307 , \$ 4,750,000.00, 7.560%, dated 09-13-90, 09-20-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 239,110 , \$ 1,500,000.00, 7.560%, dated 09-17-90, 10-01-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 239,334 , \$ 2,450,000.00, 7.560%, dated 09-18-90, 09-25-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 300,162 , \$ 3,300,000.00, 7.530%, dated 09-20-90, 10-01-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 7-95-5416, \$ 475,000.00, 7.880%, dated 09-20-90, 10-04-90 maturity, Carteret Savings Bank, safekeeping at Carteret.

Total Investments & Time Deposits Purchased September, 1990

\$ 35,925,000.00

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INVESTMENTS & TIME DEPOSITS PURCHASED
August, 1990 thru November, 1990

sheet 3

Current Fund

October, 1990, Purchases:

CD# 411,422 , \$ 250,000.00, 7.550%, dated 10-03-90, 10-10-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 7-35-5415, \$ 475,000.00, 7.360%, dated 10-04-90, 11-15-90 maturity, Carieret Savings Bank, safekeeping at Carieret.
CD# 413,167 , \$ 1,000,000.00, 7.510%, dated 10-10-90, 10-17-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 414,230 , \$ 1,400,000.00, 7.510%, dated 10-15-90, 10-22-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 425,100 , \$ 8,000,000.00, 7.810%, dated 10-17-90, 11-15-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 425,399 , \$ 4,400,000.00, 7.660%, dated 10-17-90, 10-26-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 425,471 , \$ 1,250,000.00, 7.510%, dated 10-18-90, 10-30-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 426,182 , \$ 2,890,000.00, 7.510%, dated 10-22-90, 10-29-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 426,926 , \$ 1,300,000.00, 7.510%, dated 10-24-90, 10-31-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 427,273 , \$ 1,900,000.00, 7.510%, dated 10-25-90, 11-01-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 427,689 , \$ 2,225,000.00, 7.510%, dated 10-26-90, 11-02-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 428,152 , \$ 2,275,000.00, 7.510%, dated 10-29-90, 11-05-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 429,078 , \$ 3,000,000.00, 7.510%, dated 10-31-90, 11-14-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.

Total Investments & Time Deposits Purchased October, 1990

\$ 30,365,000.00

November, 1990, Purchases:

CD# 429,440 , \$ 5,500,000.00, 7.510%, dated 11-01-90, 11-15-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 429,795 , \$ 7,000,000.00, 7.510%, dated 11-02-90, 11-15-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 024,007 , \$ 4,000,000.00, 7.500%, dated 11-05-90, 11-15-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 024,036 , \$13,500,000.00, 7.500%, dated 11-08-90, 11-26-90 maturity, Midlantic National Bank, safekeeping at Midlantic.

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INVESTMENTS & TIME DEPOSITS PURCHASED
August, 1990 thru November, 1990

sheet 4

November, 1990, Purchases, cont.:

CD# 532,260 , \$ 4,000,000.00, 7.510%, dated 11-13-90, 11-27-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 532,635 , \$11,100,000.00, 7.510%, dated 11-14-90, 12-10-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 024,072 , \$17,000,000.00, 7.600%, dated 11-15-90, 12-03-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 7-95-5416, \$ 475,000.00, 7.650%, dated 11-15-90, 12-20-90 maturity, Carteret Savings Bank, safekeeping at Carteret.
CD# 533,543 , \$ 2,100,000.00, 7.460%, dated 11-16-90, 11-26-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 535,676 , \$15,000,000.00, 7.260%, dated 11-26-90, 12-03-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 536,123 , \$ 3,400,000.00, 7.260%, dated 11-27-90, 12-04-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 024,135 , \$ 3,600,000.00, 7.450%, dated 11-28-90, 12-24-90 maturity, Midlantic National Bank, safekeeping at Midlantic.

Total Investments & Time Deposits Purchased November, 1990

\$ 86,675,000.00

Total Investments & Time Deposits Purchased August, 1990
thru November, 1990--Current Fund

\$185,365,000.00

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INVESTMENTS & TIME DEPOSITS PURCHASED
August, 1990 thru November, 1990

sheet 5

Trust Fund

CD# 152,613 , \$ 500,000.00, 7.810%, dated 08-01-90, 09-04-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 207,761 , \$ 500,000.00, 7.760%, dated 09-04-09, 10-04-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 410,728 , \$ 600,000.00, 7.550%, dated 10-01-90, 10-09-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 023,836 , \$ 500,000.00, 7.850%, dated 10-04-90, 11-01-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 412,785 , \$ 600,000.00, 7.510%, dated 10-09-90, 10-16-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 023,906 , \$ 575,000.00, 7.750%, dated 10-16-90, 11-01-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 023,933 , \$ 800,000.00, 7.750%, dated 10-22-90, 11-05-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 429,439 , \$ 1,050,000.00, 7.660%, dated 11-01-90, 12-03-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 024,010 , \$ 800,000.00, 7.500%, dated 11-05-90, 11-30-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 024,143 , \$ 700,000.00, 7.400%, dated 11-30-90, 12-27-90 maturity, Midlantic National Bank, safekeeping at Midlantic.

Total Investments & Time Deposits Purchased August, 1990
thru November, 1990--Trust Fund

\$ 6,625,000.00

Workmen's Compensation Trust Fund

CD# 023,934 , \$ 600,000.00, 7.750%, dated 10-22-90, 11-5-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 024,011 , \$ 550,000.00, 7.500%, dated 11-05-90, 11-30-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 024,141 , \$ 300,000.00, 7.400%, dated 11-30-90, 12-27-90 maturity, Midlantic National Bank, safekeeping at Midlantic.

Total Investments & Time Deposits Purchased August, 1990
thru November, 1990--Workmen's Compensation Trust Fund

\$ 1,450,000.00

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INVESTMENTS & TIME DEPOSITS PURCHASED
August, 1990 thru November, 1990

Sheet 6

Unemployment Trust Fund

CD# 025,105 , \$ 3,100,000.00, 7.590%, dated 08-01-90, 10-01-90 maturity, City National Bank, safekeeping at City National.
905 Broad Street
Newark, New Jersey

CD# 152,647 , \$ 1,837,000.00, 7.810%, dated 08-01-90, 09-04-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 900,738 , \$ 677,000.00, 7.810%, dated 08-06-90, 09-17-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 207,762 , \$ 1,840,000.00, 7.760%, dated 09-04-90, 10-04-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 239,104 , \$ 566,000.00, 7.710%, dated 09-17-90, 10-17-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 025,126 , \$ 3,139,000.00, 7.520%, dated 10-01-90, 11-01-90 maturity, City National Bank, safekeeping at City National.
CD# 023,834 , \$ 1,860,000.00, 7.850%, dated 10-04-90, 11-01-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 425,096 , \$ 570,000.00, 7.810%, dated 10-17-90, 11-16-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 429,437 , \$ 1,900,000.00, 7.660%, dated 11-01-90, 12-03-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 025,156 , \$ 3,150,000.00, 7.550%, dated 11-01-90, 12-17-90 maturity, City National Bank, safekeeping at City National.
CD# 533,540 , \$ 585,000.00, 7.570%, dated 11-16-90, 12-17-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.

Total Investments & Time Deposits Purchased August, 1990
thru November, 1990--Unemployment Trust Fund

\$ 19,224,000.00

Insurance Trust Fund

CD# 022,936 , \$ 4,333,000.00, 7.750%, dated 08-01-90, 08-08-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 900,737 , \$ 4,500,000.00, 7.810%, dated 08-06-90, 09-04-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 201,499 , \$ 1,339,000.00, 7.810%, dated 08-08-90, 09-04-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 206,198 , \$ 3,000,000.00, 7.610%, dated 08-28-90, 09-04-90 maturity, First fidelity Bank, safekeeping at First Fidelity.
CD# 207,957 , \$ 8,850,000.00, 7.760%, dated 09-04-90, 10-04-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.

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INVESTMENTS & TIME DEPOSITS PURCHASED
August, 1990 thru November, 1990

Sheet 7

Insurance Trust Fund, con't.

CD# 023,835 , \$ 8,950,000.00, 7.850%, dated 10-04-90, 11-01-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 023,936 , \$ 100,000.00, 7.750%, dated 10-22-90, 11-05-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 429,438 , \$ 8,985,000.00, 7.660%, dated 11-01-90, 12-03-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 024,009 , \$ 100,000.00, 7.500%, dated 11-05-90, 11-30-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 024,142 , \$ 100,000.00, 7.400%, dated 11-30-90, 12-27-90 maturity, Midlantic National Bank, safekeeping at Midlantic.

Total Investments & Time Deposits Purchased August, 1990
thru November, 1990--Insurance Trust Fund

\$ 40,257,000.00

HCD A Trust Fund

CD# 000,699 , \$ 4,768,000.00, 7.810%, dated 08-06-90, 09-17-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 023,093 , \$ 1,735,000.00, 7.800%, dated 08-22-90, 09-24-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 025,118 , \$ 1,610,000.00, 7.530%, dated 08-24-90, 09-12-90 maturity, City National Bank, safekeeping at City National.
CD# 025,120 , \$ 1,616,000.00, 7.550%, dated 09-12-90, 09-24-90 maturity, City National Bank, safekeeping at City National.
CD# 239,103 , \$ 4,811,000.00, 7.710%, dated 09-17-90, 10-17-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 023,776 , \$ 1,735,000.00, 7.650%, dated 09-24-90, 10-24-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 025,125 , \$ 1,620,000.00, 7.520%, dated 09-24-90, 10-15-90 maturity, City National Bank, safekeeping at City National.
CD# 025,134 , \$ 1,600,000.00, 7.550%, dated 10-15-90, 11-01-90 maturity, City National Bank, safekeeping at City National.
CD# 425,099 , \$ 4,840,000.00, 7.810%, dated 10-17-90, 11-16-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 426,918 , \$ 1,700,000.00, 7.810%, dated 10-24-90, 11-27-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.

January 9, 1991

INVESTMENTS & TIME DEPOSITS PURCHASED
August, 1990 thru November, 1990

sheet 8

HCDA Trust Fund, con't.

CD# 025,155, \$ 1,400,000.00, 7.550%, dated 11-01-90, 12-03-90 maturity, City National Bank, safekeeping at City National.
CD# 533,542, \$ 4,870,000.00, 7.570%, dated 11-16-90, 12-17-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 024,173, \$ 1,712,000.00, 7.400%, dated 11-27-90, 12-27-90 maturity, Midlantic National Bank, safekeeping at Midlantic.

Total Investments & Time Deposits Purchased August, 1990
thru November, 1990--HCDA Trust Fund

\$ 34,017,000.00

Inactive Grant Trust Fund

CD# 152,646, \$ 1,076,000.00, 7.810%, dated 08-01-90, 11-01-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 429,441, \$ 1,097,000.00, 7.660%, dated 11-01-90, 12-03-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.

Total Investments & Time Deposits Purchased August, 1990
thru November, 1990--Inactive Grant Trust Fund

\$ 2,173,000.00

Port Authority Community Development Trust Fund

CD# 900,693, \$ 3,921,000.00, 7.810%, dated 08-06-90, 09-17-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 239,102, \$ 3,700,000.00, 7.710%, dated 09-17-90, 10-17-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 425,102, \$ 3,550,000.00, 7.810%, dated 10-17-90, 11-16-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 533,541, \$ 3,435,000.00, 7.570%, dated 11-16-90, 12-17-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.

Total Investments & Time Deposits Purchased August, 1990
thru November, 1990--Port Authority Community Development Trust Account

\$ 14,606,000.00

January 9, 1991

INVESTMENTS & TIME DEPOSITS PURCHASED
August, 1990 thru November, 1990

sheet 9

Water Utility Fund

August, 1990, Purchases:

CD# 022,935 , \$ 7,900,000.00, 7.750%, dated 08-01-90, 08-08-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 900,694 , \$ 4,800,000.00, 7.760%, dated 08-06-90, 08-13-90 maturity, First Fidelity bank, safekeeping at First Fidelity.
CD# 201,016 , \$ 850,000.00, 7.660%, dated 08-07-90, 08-14-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 201,501 , \$ 7,900,000.00, 7.660%, dated 08-08-90, 08-15-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 202,506 , \$ 5,500,000.00, 7.620%, dated 08-13-90, 08-20-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 203,008 , \$ 1,000,000.00, 7.560%, dated 08-14-90, 08-21-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 203,301 , \$ 7,900,000.00, 7.560%, dated 08-15-90, 08-22-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 023,075 , \$ 6,500,000.00, 7.600% dated 08-20-90, 08-27-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 204,429 , \$ 1,200,000.00, 7.560%, dated 08-21-90, 08-28-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 023,096 , \$ 8,100,000.00, 7.600%, dated 08-22-90, 08-31-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 205,858 , \$ 6,800,000.00, 7.610%, dated 08-27-90, 09-10-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 206,196 , \$ 1,300,000.00, 7.610%, dated 08-28-90, 09-04-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 206,981 , \$ 375,000.00, 7.560%, dated 08-30-90, 09-06-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 207,350 , \$ 8,000,000.00, 7.610%, dated 08-31-90, 09-07-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
Total Investments & Time Deposits Purchased, August, 1990 \$ 68,125,000.00
September, 1990, Purchases:
CD# 207,764 , \$ 1,300,000.00, 7.610%, dated 09-04-90, 09-11-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 156,316 , \$ 375,000.00, 7.610%, dated 09-06-90, 09-13-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.

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INVESTMENTS & TIME DEPOSITS PURCHASED
August, 1990 thru November, 1990

sheet 10

Water Utility Fund

September, 1990, Purchases, con't.:

CD# 156,913 , \$ 9,000,000.00, 7.720%, dated 09-07-90, 10-01-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 157,421 , \$ 6,975,000.00, 7.610%, dated 09-10-90, 10-01-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 157,422 , \$ 1,400,000.00, 7.610%, dated 09-11-90, 09-18-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 228,733 , \$ 250,000.00, 7.610%, dated 09-12-90, 10-01-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 238,306 , \$ 375,000.00, 7.560%, dated 09-13-90, 09-20-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 239,333 , \$ 1,500,000.00, 7.560%, dated 09-18-90, 09-25-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 300,163 , \$ 375,000.00, 7.530%, dated 09-20-90, 09-27-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 400,109 , \$ 2,200,000.00, 7.560%, dated 09-25-90, 10-02-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 400,355 , \$ 800,000.00, 7.550%, dated 09-28-90, 10-05-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.

Total Investments & Time Deposits Purchased, September, 1990
\$ 24,550,000.00

October, 1990, Purchases:

CD# 023,811 , \$ 6,300,000.00, 7.750%, dated 10-01-90, 11-01-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 410,729 , \$10,000,000.00, 7.550%, dated 10-01-90, 10-12-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 023,837 , \$ 1,750,000.00, 7.750%, dated 10-02-90, 10-26-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 412,308 , \$ 640,000.00, 7.500%, dated 10-05-90, 10-12-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 413,166 , \$ 300,000.00, 7.510%, dated 10-10-90, 10-17-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 413,899 , \$ 6,225,000.00, 7.510%, dated 10-12-90, 10-19-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 414,229 , \$ 500,000.00, 7.510%, dated 10-15-90, 10-22-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.

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INVESTMENTS & TIME DEPOSITS PURCHASED
August, 1990 thru November, 1990

sheet 11

Water Utility Fund

October, 1990, Purchases, con't.:

CD# 425,097 , \$ 575,000.00, 7.510%, dated 10-17-90, 10-24-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 425,470 , \$ 200,000.00, 7.510%, dated 10-18-90, 10-30-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 425,811 , \$ 6,225,000.00, 7.510%, dated 10-19-90, 10-26-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 426,181 , \$ 700,000.00, 7.510%, dated 10-22-90, 10-29-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 427,690 , \$ 6,250,000.00, 7.510%, dated 10-26-90, 11-02-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 428,151 , \$ 600,000.00, 7.510%, dated 10-29-90, 11-05-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 428,576 , \$ 300,000.00, 7.460%, dated 10-30-90, 11-07-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 023,982 , \$ 175,000.00, 7.500%, dated 10-31-90, 11-09-90 maturity, Midlantic National Bank, safekeeping at Midlantic.

Total Investments & Time Deposits Purchased, October, 1990

\$ 40,740,000.00

November, 1990, Purchases:

CD# 429,436 , \$ 6,400,000.00, 7.660%, dated 11-01-90, 12-03-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 429,794 , \$ 6,350,000.00, 7.510%, dated 11-02-90, 12-03-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 024,008 , \$ 600,000.00, 7.500%, dated 11-05-90, 11-26-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 530,845 , \$ 600,000.00, 7.510%, dated 11-07-90, 12-17-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 531,366 , \$ 100,000.00, 7.510%, dated 11-08-90, 12-07-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 532,634 , \$ 300,000.00, 7.510%, dated 11-14-90, 12-10-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 024,073 , \$ 3,000,000.00, 7.600%, dated 11-15-90, 12-03-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 535,673 , \$ 1,350,000.00, 7.260%, dated 11-26-90, 12-03-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.

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INVESTMENTS & TIME DEPOSITS PURCHASED
August, 1990 thru November, 1990
sheet 12

Total Investments & Time Deposits Purchased, November, 1990 \$ 18,700,000.00

Total Investments & Time Deposits Purchased, August, 1990 thru
November, 1990--Water Utility Fund \$152,115,000.00

Water Capital Fund

CD# 022,934 , \$ 2,250,000.00, 7.750%, dated 08-01-90, 08-21-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 204,431 , \$ 1,850,000.00, 7.560%, dated 08-21-90, 09-05-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 208,184 , \$ 1,690,000.00, 7.610%, dated 09-05-90, 09-19-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 239,779 , \$ 1,320,000.00, 7.530%, dated 09-19-90, 10-03-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 023,828 , \$ 1,450,000.00, 7.750%, dated 10-03-90, 10-17-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 023,983 , \$ 2,200,000.00, 7.800%, dated 10-17-90, 10-31-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 023,935 , \$ 250,000.00, 7.750%, dated 10-22-90, 11-05-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 429,079 , \$ 2,160,000.00, 7.510%, dated 10-31-90, 11-15-90 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 024,074 , \$ 1,965,000.00, 7.600%, dated 11-15-90, 12-03-90 maturity, Midlantic National Bank, safekeeping at Midlantic.

Total Investments & Time Deposits Purchased, August, 1990 thru
November, 1990--Water Capital Fund \$ 15,135,000.00

Grant Total of Investments & Time Deposits Purchased
August, 1990 thru November, 1990 \$470,967,000.00

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The motion was adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, President Grant.

Absent During Roll Call: Council Member Villani.

Absent: Council Members Rice, Tucker.

- 4-e. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority of City of Newark, held November 15, 1990.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez.

Absent During Roll Call: Council Member Villani.

Absent: Council Members Rice, Tucker.

- 4-f. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held November 15, 1990.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez.

Absent During Roll Call: Council Member Villani.

Absent: Council Members Rice, Tucker.

- 4-g. The City Clerk presented **Copy of Minutes of Meeting of Joint Meeting Maintenance, held November 8, 1990.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez.

Absent During Roll Call: Council Member Villani.

Absent: Council Members Rice, Tucker.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating 4th Avenue as a one-way street.**

(4th Avenue, Westbound, from Garside Street to Bloomfield Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Villani, President Grant.

Absent: Council Members Rice, Tucker.

- 6-F-b. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Oliver Street and Van Buren Street.**

(Oliver Street and Van Buren Street:

Stop Signs shall be installed on all approaches.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Villani, President Grant.

Absent: Council Members Rice, Tucker.

- 6-F-c. The City Clerk read **An ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting left turns on Orange Street at Broad Street.**
 (West on Orange Street to South on Broad Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Villani, President Grant.

Absent: Council Members Rice, Tucker.

- 6-F-d. The City Clerk read **An ordinance amending Section 23:4-1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, excluding trucks over 4 tons on Somme Street.**
 (Somme Street, Entire Length)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Villani, President Grant.

Absent: Council Members Rice, Tucker.

- 6-F-e. The City Clerk read **An ordinance approving an amendment to the Urban Renewal Plan and the Feasibility of Relocation for the Lower Clinton Hill Urban Renewal Project N.J.R.-38 (9th Amendment).**
 (Generally bounded by Bergen Street on the East, Hawthorne Avenue on the South, Osborne Terrace and Sevmour Avenue on the West)
 (South Ward)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Villani, President Grant.

Absent: Council Members Rice, Tucker.

President Grant: The yeses are seven, the noes are none and two absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on January 23, 1991.

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6-F-f.

The City Clerk read **An ordinance approving the Urban Renewal Plan and the Feasibility of Relocation for the Industrial River Urban Renewal Project N.J.R.-121 (11th Amendment).**

(Generally bounded by the Passaic River on the North, the Newark Bay and Doremus Avenue on the East, Lehigh Valley Railroad and Port Street on the south, and State Highway 1 on the West)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Villani, President Grant.

Absent: Council Members Rice, Tucker.

President Grant: The yeses are seven, the noes are none and two absent.

The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 23, 1991.

6-F-g.

The City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Raymond Boulevard.**

(Deleting: Raymond Boulevard, South Side, beginning at the westerly curblin of Mulberry Street and extending 260 feet westerly therefrom)

Adding: Raymond Boulevard, South Side, beginning at the easterly curblin of Mulberry Street and extending 260 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Villani, President Grant.

Absent: Council Members Rice, Tucker.

President Grant: The yeses are seven, the noes are none and two absent.

The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 23, 1991.

6-F-h.

The City Clerk read **An ordinance authorizing the City's acceptance of the ten (10) foot park area (Clocktower) bordered by Springfield Avenue and South Orange Avenue from K. Hovnanian Company for dedication as a park; pursuant to N.J.S.A. 40A:12-5(a)(1).**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Villani, President Grant.

Absent: Council Members Rice, Tucker.

President Grant: The yeses are seven, the noes are none and two absent.

The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 23, 1991.

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6-F-i.

The City Clerk read **An ordinance to grant five (5) years of tax abatement for a commercial improvement erected on premises known as 943-997 Raymond Boulevard, Block 170, Lot 13, on the Official Tax Map (Year 1990) of the City of Newark, New Jersey.**

(Hartz Enterprise II Urban Renewal Associates, L.P. - commercial and retail space - East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Villani, President Grant.

Absent: Council Members Rice, Tucker.

President Grant: The yeses are seven, the noes are none and two absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on January 23, 1991.

A motion to consider Item 8-i (A.S.) on Ordinances on First Reading was made by Council Member Carrino, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Villani, President Grant.

Absent: Council Members Rice, Tucker.

6-F-j.
(A.S.)

The City Clerk read **An ordinance approving deletion of Lots 33, 37 and 39 in Block 1921; Lots 12, 13, 49, 50 and 51 in Block 1922; and Lots 26, 27, 28, 30, 32 and 34 in Block 1923 from Ordinance 6-S & F-n, dated November 13, 1989."**

(Various properties on North 12th Street, North 13th Street and 7th Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Villani, President Grant.

Absent: Council Members Rice, Tucker.

President Grant: The yeses are seven, the noes are none and two absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on January 23, 1991.

(Council Member Tucker arrived 1:16 P.M.)

A motion to consider Item 8-j (A.S.) on Ordinances on First Reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

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6-F-k.
(A.S.)

The City Clerk read An ordinance to amend "An ordinance authorizing the Director of the Department of Development to acquire a privately owned property located at 144-146 Springfield Avenue, a/k/a Block 233, Lot 59 within the University Heights Redevelopment Area, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.", Ordinance 6-S & F-o adopted December 19, 1990 by correcting block number to read Block 233.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 23, 1991.

A motion to consider Item 8-k (A.S.) on Ordinances on First Reading was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

6-F-l.
(A.S.)

The City Clerk read An ordinance authorizing the Director of the Department of Engineering of the City of Newark to execute a written agreement granting Riverbank Estates, its heirs, successors and assigns, an easement over a plot of land consisting of approximately 7050 square feet within the City of Newark's owned land, designated as Block 302, Lot 1 on the Tax Map (Year 1988) of the Township of Knowlton, Warren County, New Jersey, and further, granting River Bank Estates, its heirs, successors and assigns, an easement for a right-of-way (33 feet wide) over City of Newark's land, designated as Block 302, Lot 1 on the Tax Map (Year 1988) of the Township of Knowlton, Warren County, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 23, 1991.

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ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance amending in its entirety Ordinance 6-S & F-z, adopted October 17, 1990, and entitled, "Bond Ordinance providing for various general improvements and appropriating \$1,000,000. therefore and authorizing the issuance of \$950,000. bonds or notes of the City for financing the cost of said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey", to correct the useful life of said improvements and to make such other conforming changes as are required by law for said general improvements to be undertaken by the City of Newark, in the County of Essex, New Jersey.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

SECTION 1. Bond Ordinance No. 6S&FZ as set forth in the title hereof, and adopted on October 17, 1990 is hereby amended in its entirety as follows:

BOND ORDINANCE PROVIDING FOR RENOVATIONS TO CITY HALL AND ACQUISITION OF EQUIPMENT FOR STORAGE, MAINTENANCE AND OPERATIONS OF THE CITY ARCHIVES AND IMPROVEMENTS, APPURTENANCES AND COSTS RELATED THERETO AND APPROPRIATING \$1,000,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$950,000 BONDS OR NOTES OF THE CITY FOR FINANCING THE COST OF SAID IMPROVEMENTS AUTHORIZED TO BE UNDERTAKEN IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not

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less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements and purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements to be made or acquired by the City of Newark, County of Essex, New Jersey (hereinafter referred to as the "City"). For the said improvements or purposes stated in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$1,000,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$50,000 as the down payment for said improvements or purposes required by Law, N.J.S.A. 40A:2-11, and now available by virtue of a provision in a previously adopted budget of the City and currently available for down payment or capital improvement purposes, as required by the Local Bond Law of New Jersey.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$1,000,000 appropriation not otherwise provided hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$950,000 pursuant to the Local Bond Law. (N.J.S.A. 40A:2-1, et seq.)

Section 3. (a) The aggregate sum of an amount not to exceed \$1,000,000 is hereby appropriated by the City for the following project and improvements as described by project number, description of improvement or purpose, authorized amount, method of financing, and amount of bonds or notes authorized:

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| <u>Project Number</u> | <u>Capital Purpose</u> | <u>Author- ized Amount</u> | <u>Down Payment Capital Improve- ment Fund</u> | <u>Estimated Maximum Amount of Bonds & Notes</u> |
|---------------------------|---|------------------------------------|--|--|
| 90B 4 | Renovations, Improvements and Equipment appurt- enant to official City Archives, and Rehabilitation and/or reconstruction of interior upper facade of Municipal Council Chambers and appurtenances and costs related to said improvements | \$ 1,000,000 | \$50,000 | \$950,000 |

(b) The estimated maximum amount of bonds or notes to be issued for said purposes is \$950,000.

(c) The estimated cost of said purposes is \$1,000,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$50,000 down payment for said purposes.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purposes as described in Section 3 of this bond ordinance are not current expenses and are property or improvements which the City may lawfully acquire or make as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purposes, within the limitations of said Local Bond Law (N.J.S.A. 40A:2-22), according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance (which shall be undertaken in accordance with the project description, or plans and specifications on file with the City Department of Administration) are as follows:

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| <u>Project Number</u> | <u>Capital Purpose</u> | <u>Author- ized Amount</u> | <u>Period of Usefulness</u> |
|---------------------------|--|------------------------------------|-------------------------------------|
| 90B 4 | Renovations, Improvements and Equipment appurtenant to official City Archives, and Rehabilitation and/or reconstruction of interior upper facade of Municipal Council Chambers and appurtenances and costs related to said improvements | \$ 1,000,000 | 19.75 |

The average period of usefulness of said purposes within the limitations of the Law, N.J.S.A. 40A:2-22, and taking into consideration the amount of the said obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 19.75 years.

(c) The Supplemental Debt Statement required by said Law (N.J.S.A. 40A:2-42) has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in the Law is increased by this bond ordinance by \$950,000 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) Amounts not exceeding \$50,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof.

Section 5. Each of the bonds authorized herein shall be designated "Qualified Bond (Qualified pursuant to the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq.)" and shall contain a recital that it is issued pursuant to Title 40A of the New Jersey Statutes and is entitled to the benefits of the provisions of the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq. Within ten (10) days after the date of issuance of qualified bonds, the City shall certify to the State Treasurer the name and address of the paying agent, the maturity schedule, interest rate and dates of payment of debt service on such qualified bonds. The bonds must be registered bonds, registered as to both principal and interest, or as consistent with any applicable law in effect as of the date of issuance. The form, date, denomination, interest rate and maturity of the bonds shall be as hereafter determined by resolution of the Municipal Council.

Section 6. The Director of Finance of the City of Newark (hereinafter "Chief Financial Officer") is hereby authorized to issue temporary notes or loan bonds (hereinafter "notes") of the City. All notes issued hereunder shall mature at such time and bear interest at such rate or rates as may be determined by the Chief Financial Officer; provided that no notes shall mature later than one (1) year from its date. Except as to terms or conditions with respect to such notes as may be fixed or required by the Local Finance Board pursuant to N.J.S.A. 40A:3-6, the Chief Financial Officer of the City is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution and said officer's signature upon said notes shall be conclusive as to such determination; and all such notes issued hereunder may be renewed from time to

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time subject to the provisions of N.J.S.A. 40A:2-8, N.J.S.A. 40A:2-28 and N.J.S.A. 40A:3-6. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale in such amounts as said officer may determine at not less than par and to deliver them to the purchaser thereof upon receipt of payment of purchase price, plus accrued interest from their date to the date of delivery thereof and payment therefor. The Chief Financial Officer is authorized and directed to report in writing to the Municipal Council at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 7. The Chief Financial Officer is further authorized to determine the terms of the Bonds, and enter into any contracts or agreements to implement the issuance of the Bonds including agreements for bond insurance, rating agencies, printing, financial advisors, auditors and legal services, which terms and agreements shall be consistent with the Local Bond Law, or other applicable law and consistent with the terms of this ordinance. The Chief Financial Officer is directed to report in writing to the Municipal Council at the meeting next succeeding the entering into said contracts, agreements and determinations pursuant to this ordinance.

Section 8. An application and a certified copy of this ordinance as passed on first reading shall be filed with the Local Finance Board (the "Board") to qualify the bonds pursuant to the Municipal Qualified Bond Act. Upon satisfactory investigation by the Board, the Board may, by resolution, determine that the City is entitled to issue

qualified bonds. Within sixty (60) days after the submission of the application and the certified copy of this ordinance, the Board shall cause its consent to be endorsed upon the ordinance authorizing the issuance of the qualified bonds if it shall be satisfied and recorded by resolution that the City is entitled to issue qualified bonds.

Section 9. Any funds received from the State of New Jersey, or the County of Essex or any of their agencies or any funds received from the United States of America or any of its agencies or from any other source in aid of such purposes, shall be applied to the payment of the cost of such purposes, or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent such funds are so used.

Section 10. It is hereby determined that the period within which the bonds shall mature shall be not more than thirty (30) years and shall be consistent with Section 4(b) hereof.

Section 11. The Capital Budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available for public inspection.

Section 12. The governing body of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking an action in order to preserve the tax

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exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 13. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the City, and unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 14. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 15. This bond ordinance shall take effect twenty (20) days after the first publication thereof, after final adoption, as provided by said Local Bond Law.

SECTION 2. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

SECTION 3. This amendatory bond ordinance shall take effect twenty (20) days after the first publication thereof, after final adoption, as provided by said Local Bond Law.

STATEMENT

The Bond Ordinance for the City Clerk Archives and the Municipal Council Chambers be amended.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Harris.

Absent: Council Member Rice.

President Grant: The yeses are seven, the noes are none, one absent during roll call, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

(Council Member Rice arrived 3:19 P.M.)

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Process Server, Bilingual in Spanish and English and to abolish the title of Process Server in the Department of Land Use Control).

(Creating new title and abolishing old in Department of Land Use Control. New title more adequately describes duties performed by employee. No salary change. Represented by Newark Council 21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control: (6S&Fba) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

| | | | |
|---------------------------|---|--------|---------------------------|
| Process Server, Bilingual | 1 | 1/1/90 | \$20,049.58 - \$23,605.27 |
| in Spanish and English | | 1/1/91 | 21,052.06 - 24,785.53 |
| 287A (35 Hrs.) | | | |

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Process Server
2870 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which is inconsistent therewith, is hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

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STATEMENT

The title of "Process Server, Bilingual in Spanish and English" more appropriately describes the duties and responsibilities of an employee currently serving in the title of "Process Server".

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Ordinance 6-S & F-f amending and supplementing Title 2, Administration, Department of Land Use Control, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Amending Ordinance 6-S & F-k (S-1) July 16, 1986, enabling the Department of Land Use Control, Division of Inspection to enforce the provisions of the Hotel and Multiple Dwellings Law, N.J.S.A. 55:13A-3 et sec

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1 - Ordinance 6S&FK (S-1) adopted on July 16, 1986, amending and supplementing Title 2, Administration Department of Land Use Control, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented be and is hereby amended to read in its entirety as follows:

Section 1 - there shall be a Department of Land Use Control, the head of which shall be the Director of Land Use Control. The director's compensation shall be such sum annually as shall be fixed by Ordinance. The department shall consist of the following divisions:

- a) Assessment;
- b) Permits & Licenses;
- c) Inspections & Enforcement; and
- d) Office of Boards

Section 2 - A) The director of Land Use Control shall, prior to his appointment, be qualified by his education, training and experience in the administration of a regulatory function.

B) The director, through the divisions and otherwise, shall direct and supervise the functions required to establish and enforce reasonable standards for the peaceful enjoyment and use of real property within the City of Newark.

Section 3 - A) There shall be within the Department of Land Use Control a Division of Assessments, the head of which shall be the Tax Assessor.

B) The manager of the Division of Inspections and Enforcement, prior to his appointment, be qualified by his education, training and experience to run a regulatory agency.

C) the Division of Inspections and Enforcement, under the supervision of the Director of Land Use Control, shall be responsible for the following duties:

1. Conduct inspections and otherwise enforce the provisions of the municipal housing ordinance and all of its subchapters.

2. Conduct inspections and otherwise enforce the provisions of the licenses ordinance and all of its subchapters.

3. Conduct inspections and otherwise enforce the provisions of the municipal sanitation ordinance and all its subchapters.

4. Conduct inspections and enforce the provisions of the municipal ordinances, conduct inspections pursuant to the Hotel and Multiple Dwellings Law as described in N.J.S.A. 55:13A-3 et seq. and all other state laws governing land use.

Section 4 - A) There shall be within the Department of Land Use Control a Division of Boards, the head of which shall be the manager, Division of Boards.

B) The Division of Boards, under the supervision of the Director of Land Use Control, shall provide such clerical and staff support as is necessary to assist in the efficient discharge of the duties assigned to the Central Planning Board, the Board of Adjustment and the Rent Control Board.

Section 5 - A) For purposes of general administrative procedures, the Central Planning Board and such staff as it may be empowered by law to name, shall be located within the Department of Land Use Control, and shall be subject to the oversight of the director thereof.

B) The Central Planning Board, where so authorized by state law, shall discharge its duties without direction or supervision by anyone within the municipal government.

Section 6 - A) For purposes of general administrative procedures, the Board of Adjustment and such staff as it may be empowered by law to name, shall be located within the Department of Land Use Control and shall be subject to the oversight of the director thereof.

B) The Board of Adjustment, where so authorized by state law, shall discharge its duties without direction or supervision by anyone within the municipal government.

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Section 7 - A) For purposes of general administrative procedures, the Rent Control Board and such staff as it may be empowered by law to name, shall be located within the Department of Land Use Control and shall be subject to the oversight of the director thereof.

B) The Rent control Board, where so empowered by state law and local ordinance, shall discharge its duties without direction or supervision by anyone within the municipal government.

Section 8 - Any ordinances or parts thereof inconsistent with the provisions herein be and hereby are repealed.

Section 9 - This ordinance shall take effect upon final passage and publication as provided by law.

STATEMENT:

An Ordinance amending Ordinance 6S&FK (S-1) 071686 enabling the Department of Land Use Control, Division of Inspections to enforce the provisions of the Hotel and Multiple Dwellings Law, N.J.S.A. 55:13A-3 et seq.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and accept the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeases are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structures, more specifically identified on the official tax map as Block 1127, Lot 80.03 more commonly known as 219 Malvern Street for the period commencing from the date of issuance of the certificate of occupancy and expiring 5 years thereafter.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Carlos and Celastina Araujo and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement in the amount of \$2,200.00

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application, from or relax its obligations to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of Certification of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement shall be placed on file in the Office of the City Clerk with the accompanying Application, by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the final passage of this Ordinance.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 219 Malvern Street, Block 1127, Lot 80.03

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6- Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structures, more specifically identified on the official tax map as Block 925, Lot 60 more commonly known as 90 Tichenor Street for the period commencing from the date of issuance of the certificate of occupancy and expiring 5 years thereafter.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Idalino and Maria Coelho and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement in the amount of \$3,600.00

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application, from or relax its obligations to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of Certification of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

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6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement shall be placed on file in the Office of the City Clerk with the accompanying Application, by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the final passage of this Ordinance.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 90 Tichenor Street, Block 925, Lot 60.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structures, more specifically identified on the official tax map as Block 2034, Lot 10 more commonly known as 29 Hensler Street for the period commencing from the date of issuance of the certificate of occupancy and expiring 5 years thereafter.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Ramon and Gila Lago and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement in the amount of \$3,000.00

3. The annual payments in lieu of taxation on the qualified residential property identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application, from or relax its obligations to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of Certification of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement shall be placed on file in the Office of the City Clerk with the accompanying Application, by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the final passage of this Ordinance.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 29 Hensler Street, Block 2034, Lot 10.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appeared.

A lengthy discussion was held by the Members of the Municipal Council.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Members Bradley, Branch.

President Grant: The yeses are seven, the noes are none and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting, after Ordinance 6-Ph, S & F-i, Council Member Branch requested to change his vote from not voting to the affirmative.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Bradley.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance having been read on two separate days having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Senior Engineer, Traffic in the Department of Engineering).

(Creating position in the Department of Engineering. One of the Principal Engineer-Traffic positions will be replaced by new title. Represented by Newark Council 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor" (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Senior Engineer, Traffic (1) 1/1/91 \$28,217.18 - \$33,932.98
3319 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

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STATEMENT

There will be no adverse fiscal impact because the title of "Senior Engineer, Traffic" will replace one of two "Principal Engineer, Traffic" positions already budgeted for the department.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeases are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Senior Traffic Maintenance Worker in the Department of Engineering.)"

(Creating new title in Department of Engineering which more appropriately describes duties and responsibilities of employee. Old title common title annual Fiscal Impact-\$1,200. Represented by I.F.H.P., District 6.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor" (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

| | | | |
|--------------------|-----|--------|----------------------------|
| Senior Traffic | (1) | 1/1/91 | \$8.97 - \$ 9.59 - \$10.40 |
| Maintenance Worker | | 1/1/92 | 9.42 - 10.07 - 10.92 |
| 3625 (40 Hrs.) | | | |

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

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STATEMENT

The title of "Senior Traffic Maintenance Worker" more appropriately describes the duties and responsibilities of the lead Traffic Maintenance Worker.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Villani, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 27, Zoning, Chapter 4, Additional and Special Regulations; Conditional Uses, Section 7, Enumerated; Applications; Procedures, Paragraph (a) of Article 3, Conditional Use Regulations of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented by restoring certain language which was inadvertently deleted therefrom.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 27, Zoning, Chapter 4, Additional and Special Regulations; Conditional Uses, Section 7, Enumerated; Applications; Procedures paragraph (a) of Article 3, Conditional Use Regulations of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented be further amended to read in its entirety as follows:

(a). The following are conditional use regulations relating to arcades; automatic vehicle cleaning stations; boarding houses; commercial antennae; facilities for the sheltering and/or treatment of persons with communicable diseases, not located in an established hospital; drive-in restaurants; gasoline filling or automotive service stations; narcotic, alcohol, and drug abuse treatment facilities not located in an established hospital; public dance halls; public garages; pool halls or billiard parlors; rooming houses; tents for business purposes; used car sales lots; facilities engaged in the manufacture, storage and handling of hazardous materials; and they shall be governed as provided in section 27:4-7. Since the foregoing uses may be inimical to the public safety and general welfare if located without due consideration of conditions and surroundings, no permit therefore shall be issued unless an application is first made to the central planning board, which is directed to hear the same in the same manner and under the same procedures as set forth in section 54 of the Municipal Land Use Law (C.40:55D-67). No application for a conditional use shall be granted by the central planning board if in its judgment such use will be detrimental to the health, safety and general welfare of the community.

Section 2. That Section 27:4-7, Article 3, Conditional Use Regulations, Title 27, Zoning, be and is hereby amended to add a new subsection (L) which shall read as follows:

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(L) Pool Halls or Billiard Parlors

1. No pool halls or billiard parlors shall be permitted within 1,000 feet of:
 - a hospital;
 - any building or structure used partially or wholly for residential purposes;
 - a nursing home;
 - a church;
 - a school;
 - a day care or child care center.

Section 3. All ordinance or parts of ordinances inconsistent here with are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance makes technical corrections by restoring certain language which was inadvertently deleted.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance providing for the acquisition of computer equipment for the Department of Health and Human Services and appropriating \$1,000,000. therefor and authorizing the issuance of \$950,000. bonds or notes of the City for financing the cost and making the down payment for said improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The improvement and purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the City of Newark, County of Essex, New Jersey (hereinafter referred to as the "City"). For the said improvement or purpose stated in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$1,000,000, said sum being inclusive of all appropriations

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heretofore made therefor and including the sum of \$50,000 as the down payment for said improvement or purpose required by Law, N.J.S.A. 40A:2-11, and now available by virtue of a provision in a previously adopted budget of the City and currently available for down payment or capital improvement purposes, as required by the Local Bond Law of New Jersey.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$1,000,000 appropriation not otherwise provided hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed

\$950,000 pursuant to the Local Bond Law (N.J.S.A. 40A:2-1, et seq.).

Section 3. (a) The aggregate sum of an amount not to exceed \$1,000,000 is hereby appropriated by the City for the following project and improvement as described by project number, description of improvement or purpose, authorized amount, method of financing, and amount of bonds or notes authorized:

| <u>Project Number</u> | <u>Capital Purpose</u> | <u>Author- ized Amount</u> | <u>Down Payment Capital Improve- ment Fund and/or Capital Sur- plus Fund</u> | <u>Estimated Maximum Amount of Bonds & Notes</u> |
|---------------------------|---|------------------------------------|--|--|
| 9085 | Acquisition of Computer Equipment, and all improvements, costs and appurtances related thereto, for the Department of Health and Human Services of the City of Newark | \$1,000,000 | \$ 50,000 | \$ 950,000 |

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$950,000.

(c) The estimated cost of said purpose is \$ 1,000,000 the excess thereof over the said estimated maximum amount of bonds or

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notes to be issued therefor being the amount of the said \$50,000 down payment for said purposes.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose as described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law (N.J.S.A. 40A:2-22), according

to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance is (each of which shall be undertaken in accordance with a project description, or plans and specifications on file with the City Department of Administration) as follows:

| <u>Project Number</u> | <u>Capital Purpose</u> | <u>Author- ized Amount</u> | <u>Period of Usefulness</u> |
|---------------------------|---|------------------------------------|-------------------------------------|
| 90B5 | Acquisition of Computer Equipment, and all improvements, costs and appurtenances related thereto, for the Department of Health and Human Services of the City of Newark | \$1,000,000 | 15 years |

The average period of usefulness of said purpose within the limitations of the Law, N.J.S.A. 40A:2-22, and taking into consideration the amount of the said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by said Law (N.J.S.A. 40A:2-42) has been duly made and filed in the office of

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the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in the Law is increased by this bond ordinance by \$950,000 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) Amounts not exceeding \$50,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Law may be included as part of the costs of said improvement and are included in the foregoing estimate thereof.

Section 5. Each of the bonds authorized herein shall be designated "Qualified Bond (Qualified pursuant to the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq.)" and shall contain a recital that it is issued pursuant to Title 40A of the New Jersey Statutes and is entitled to the benefits of the provisions of the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq. Within ten (10) days after the date of issuance of qualified bonds, the City shall certify to the State Treasurer the name and address of the paying agent, the maturity schedule, interest rate and dates of payment of debt service on such qualified bonds. The bonds must be registered bonds, registered as to both principal and interest, or as consistent with any applicable law in effect as of the date of issuance. The form, date, denomination, interest rate and maturity of the bonds shall be as hereafter determined by resolution of the Municipal Council.

Section 6. The Director of Finance of the City of Newark ("Chief Financial Officer") is hereby authorized to issue temporary notes or loan bonds (hereinafter "notes") of the City. All notes issued hereunder shall mature at such time and bear interest at such rate or rates as may be determined by the Chief

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Financial Officer; provided that no note shall mature later than one (1) year from its date. Except as to terms or conditions with respect to such notes as may be fixed or required by the Local Finance Board pursuant to N.J.S.A. 40A:3-6, the Chief Financial Officer of the City is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution and said officer's signature upon said notes shall be conclusive as to such determination; and all such notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8, N.J.S.A. 40A:2-28 and N.J.S.A. 40A:3-6. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale in such amounts as said officer may determine at not less than par and to deliver them to the purchaser thereof upon receipt of payment of the purchase price, plus accrued interest from their date to the date of delivery thereof and payment therefor. The

Chief Financial Officer is authorized and directed to report in writing to the Municipal Council at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 7. The Chief Financial Officer is further authorized to determine the terms of the Bonds, and enter into any contracts or agreements to implement the issuance of the Bonds including agreements for bond insurance, rating agencies, printing, financial advisors, auditors and legal services, which terms and agreements shall be consistent with the Local Bond Law, or other applicable law and consistent with the terms of this ordinance. The Chief Financial Officer is directed to report in writing to the Municipal Council at the meeting next succeeding the entering into said contracts, agreements and determinations pursuant to this ordinance.

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Section 8. An application and a certified copy of this ordinance as passed on first reading shall be filed with the Local Finance Board (the "Board") to qualify the bonds pursuant to the Municipal Qualified Bond Act. Upon satisfactory investigation by the Board, the Board may, by resolution, determine that the City is entitled to issue qualified bonds. Within sixty (60) days after the submission of the application and the certified copy of this ordinance, the Board shall cause its consent to be endorsed upon the ordinance authorizing the issuance of the qualified bonds if it shall be satisfied, and it shall be recorded by resolution that the City is entitled to issue qualified bonds.

Section 9. Any funds received from the State of New Jersey, or the County of Essex or any of their agencies or any funds received from the United States of America or any of its agencies or from any other source in aid of such purpose, shall be applied to the payment of the cost of such purpose, or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent such funds are so used.

Section 10. It is hereby determined that the period within which the bonds shall mature shall be not more than thirty (30) years and shall be consistent with Section 4(b) hereof.

Section 11. The Capital Budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available for public inspection.

Section 12. The governing body of the City hereby covenants on behalf of the City to take any action necessary or refrain from

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taking an action in order to preserve the tax-exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 13. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the City, and unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 14. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 15. This bond ordinance shall take effect twenty (20) days after the first publication thereof, after final adoption, as provided by said Local Bond Law.

[NWK/33]

STATEMENT

Bond Ordinance providing for the acquisition of computer equipments for the Department of Health & Human Services.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

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No one appearing, a motion to continue the public hearing and defer action on the ordinance awaiting approval of Debt Statement from Division of Local Government Services was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by amending the penalties for Traffic and Parking Violations.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Whereas, pursuant to N.J.S.A. 22A:3-4 as amended by P.L. 1990 Chapter 95, Municipal Courts may increase costs for violations of Title 39 of the Revised Statutes or of traffic ordinances ; and

Whereas, the City of Newark is desirous of increasing costs for violations of its traffic and parking violations from \$20.00 to \$30.00.

Whereas, pursuant to P.L. 1990 Chapter 96 adopted September 24, 1990, a municipality shall collect a \$1.00 surcharge for violation of Title 39 of the Revised Statutes and traffic ordinances; and

Whereas, the \$1.00 surcharge shall be collected by the Municipal Court Clerk for deposit into the Automated Traffic System (ATS) fund; and

Now, therefore, be it ordained by the Municipal Council of the City of Newark, that:

Section 1. Title 22, Traffic and Parking of the Revised Ordinances of the City of Newark, 1966 as amended and supplemented shall be amended to provide for the fee schedule as set forth on the attached Exhibit A.

Section 2. The Municipal Court Clerk shall and is, hereby, authorized to revise the fee schedule to conform with the requirements of the Revised Statutes of the State of New Jersey as the need arises.

Section 3. The Municipal Court Clerk is and shall be authorized to collect the increased fee.

Section 4. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 5. This ordinance shall be effective upon final passage and publication according to law.

STATEMENT OF PURPOSE

This ordinance increases the penalties for violations of Newark's Traffic and Parking Ordinance and imposes a \$1.00 surcharge as required by P.L. 1990 Chapters 95 and 96.

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EXHIBIT A

CITY OF NEWARK

FINE SCHEDULE

(Effective December 23, 1990)

| <u>VIOLATION</u> | <u>VIOLATION DESCRIPTION</u> | <u>FINE/COST</u> |
|------------------|--|------------------|
| 23:4-4 | Bus Lane | \$31.00 |
| 23:5-1 | No Parking At All Times | \$31.00 |
| 23:5-2 | Parking Prohibited At Certain Times | \$31.00 |
| 23:5-3 | Parking Prohibited Between 2:00 A.M. and 5:00 A.M. | \$31.00 |
| 23:5-4 | Parking Limited to One Hour | \$31.00 |
| 23:5-5 | Parking Limited to Two Hours | \$31.00 |
| 23:5-6 | Stopping or Standing Prohibited Between Certain Hours | \$31.00 |
| 23:5-7 | Street Cleaning | \$31.00 |
| 23:5-8 | No Parking of Vehicles for Sale/Repair | \$31.00 |
| 23:5-9 | Moving Vehicle Into Prohibited Area | \$31.00 |
| 23:5-13 | No Parking - Reserved Spaces | \$31.00 |
| 23:7-5 | Manner of Parking At Meter | \$31.00 |
| 23:7-6 | Overtime Parking At Meter | \$31.00 |
| 23:7-7 | Extension of Parking Time | \$31.00 |
| 23:7-8 | Permitting Vehicle to Be Parked Overtime | \$31.00 |
| 23:7-9 | Use of Slugs in Meter | \$31.00 |
| <u>VIOLATION</u> | <u>VIOLATION DESCRIPTION</u> | <u>FINE/COST</u> |
| 23:8-2 | Municipal Public Parking- Non Parking Meter | \$31.00 |
| 23:9-3 | Prohibited Parking in Municipal Lots for Officials | \$31.00 |
| 23:10-5 | No Parking Housing Authority | \$31.00 |
| 23:10-11 | No Parking anytime - Colonnades | \$31.00 |

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

No: Council Member Martinez.

President Grant: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Hearings of Citizens.

None.

RESOLUTIONS AND MOTIONS.

Resolutions.

- 7-R-a. Resolution amending Resolution 7-R-ct (A.S.), May 17, 1989, Grant with United States Department of Housing and Urban Development (HUD), until completion of all closeout procedures and final settlement, \$3 million, to partially finance the rehabilitation of an approximately 670,000 square foot building located at 153 Halsey Street by deleting Exhibits A through F in their entirety and substituting new Exhibits A through F in lieu thereof; therefore, amending Resolution 7-R-cu (A.S.), May 17, 1989, agreement with NEDC Financial Management Corporation and 153 Halsey Street Urban Renewal Equities Group for purpose of transferring grant funds to NEDC Financial Management Corporation in sum of \$3 million for purpose of making a loan to 153 Halsey Urban Renewal Corp., for rehabilitation of 670,000 square foot building at 153 Halsey Street by authorizing Director of Development to make the corresponding changes in the contract.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Not Voting: Council Member Rice.

At a later time in the meeting, after Resolution 7-R-c, Council Member Rice requested his vote be changed from not voting to the affirmative.

A motion to adopt the resolution was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-b. Resolution rescinding Tax Abatement Agreement of Wesley Towers Corporation for failure to pay outstanding service charges of \$228,140. and submit certified financial statement for the year 1989 as required by tax abatement authorized by Municipal Resolution 7-R-x, February 17, 1965, unless said Entity within 30 days following receipt of certified copy of this resolution satisfies all outstanding obligation due the City of Newark. (444 Mt. Prospect Avenue, Block 629, Lot 7) (North Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion directing the City Clerk to return this resolution to Administration was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-c. Resolution approving payment plan to satisfy outstanding annual service charge arrears of Chocolate Factory Urban Renewal Co., 54-60 McWhorter Street and 111 Hamilton Street, 51 Bruen Street and 73 N.J.R.R., (Block 193, Lot 28, Block 195, Lots 10 and 32).
(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-d. Resolution amending the 1990 Capital Budget by providing an appropriation for the acquisition of computer equipment for the Department of Health and Human Services in the total amount of \$1,000,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-e. Resolution amending the 1990 Capital Budget by providing appropriation for certain capital projects in the total amount of \$1,000,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Harris.

- 7-R-f. Resolution authorizing the Director of Finance of the City to apply to the Local Finance Board for Qualification of Bonds to be issued pursuant to an ordinance entitled: Bond ordinance amending in its entirety Ordinance No. 6-S & F-z adopted October 17, 1990 and entitled "Bond ordinance providing for various general capital improvements and appropriating \$1,000,000. therefore and authorizing the issuance of \$950,000. bonds or notes of the City for financing the cost of said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey" to correct the useful life of said improvements and to make such other conforming changes as are required by law for said general improvements to be undertaken by the City of Newark, in the County of Essex, New Jersey, in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

- 7-R-g. Resolution authorizing the Director of Finance of the City to apply to the Local Finance Board for Qualification of Bonds to be issued pursuant to an ordinance entitled: "Bond ordinance providing for the acquisition of computer equipment for the Department of Health and Human Services and appropriating \$1,000,000. therefor and authorizing the issuance of \$950,000. bonds or notes of the City for financing the cost and making the down payment for said improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey" in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

- 7-R-h. Resolution authorizing Business Administrator to execute contract with New Jersey Bell Telephone Company, for providing space for public pay phones, for period January 1, 1991 to December 31, 1994; City will receive 14% commission for years 1 and 2; 15% commission for years 3 and 4, no expenditure of Municipal funds required. (Contract awarded without competitive bidding as an exception pursuant to N.J.S.A. 40A:11-5(1)(F))
(Copy of resolution and correspondence submitted to each Member of the Council)
(Office Services Acting Manager Szymanski and New Jersey Bell Telephone Company Account Executive Perdek met with Council January 8, 1991)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

- 7-R-i. Resolution authorizing Mayor and Business Administrator to submit application to New Jersey Historic Trust, for a Historic Preservation Bond Matching Grant, by January 14, 1991, for rehabilitation of the interior of the Krueger Mansion; City shall provide matching funds not to exceed \$700,000. from allocated Capital Budget Funds.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

- 7-R-j. Resolution amending Resolution 7-R-bz (A.S.), November 19, 1990, contract with Gustav Heningburg Associates, Inc., as consultant to provide link between City and business community, for term of one year, for sum not to exceed \$75,000., by amending Paragraph 11 Conflict of Interest (Allows corporation to engage in other contracts with City of Newark upon full disclosure)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

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- 7-R-k. Resolution amending Resolution 7-R-cd, July 7, 1982, agreement with United States Environmental Protection Agency for acceptance of an Air Pollution Control Grant, by changing grant from \$60,160. to \$54,660.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

- 7-R-l. Resolution authorizing Business Administrator to execute contract with Community Counseling Service Co., Inc., to assist Metro New Jersey/Meadowlands Convention and Visitors Bureau in preparing a feasibility study to determine the viability of conducting a fund raising campaign for Metro New Jersey/Meadowlands Convention and Visitors Bureau, maximum amount of contract-\$18,000., for period of date of adoption of resolution to date of submission of financial report which shall not exceed 6 weeks. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

- 7-R-m. Resolution ratifying and authorizing Business Administrator to enter into contract with CTL Realty Inc., 10 Main Street, West Orange, New Jersey, 07052, (Primary Contractor) and A. Josephine Davis, 45 James Street, Montclair, New Jersey, 07042 (Secondary Contractor), lowest responsible bidders; to provide Appraisal of City-Owned Properties, for period December 15, 1990 to December 14, 1991, contracts shall not exceed \$60,000.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

- 7-R-n. Resolution ratifying and authorizing Business Administrator and Director of Engineering to execute and enter into contract with Newark Watershed Conservation and Development Corp., to manage, plan and provide for the conservation and development of the Watershed Properties of the City of Newark in Morris, Passaic and Sussex Counties, in the State of New Jersey, as more particularly described in said contract for period January 1, 1991 to December 31, 1991, maximum amount is \$799,570. which will be available in an appropriation entitled Pequannock Watershed Properties Dedicated Trust Fund, no municipal funds required. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

- 7-R-o. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with Ordinance)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

- 7-R-p. Resolution ratifying and authorizing Director of Engineering to execute contract with Township of Pequannock, for provision of potable water from Pequannock Water System, at unit price of \$1,000./MG, for period January 1, 1991 to December 31, 1991.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

- 7-R-q. Resolution ratifying and authorizing Director of Engineering to extend Water Supply Agreement with City of Elizabeth, for sale of water at unit rate of \$900./MG, for period January 1, 1991 to December 31, 1991.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

- 7-R-r-1. Resolution recognizing and commending The Refuge Tabernacle Free Will Baptist Church, host of the Annual Northern District Union held on December 29-30, 1990.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

- 7-R-r-2. Resolution recognizing and commending Ms. Mary Morris Strand, long-time resident of Newark, on the occasion of a retirement dinner held in her honor on Friday, January 16, 1991 at Don Pepe's in Newark.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

- 7-R-r-3. Resolution recognizing and commending Newark Police Lieutenant Andrew Turner for his many years of faithful and dedicated service to the City of Newark.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

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- 7-R-r-4. Resolution recognizing and commending Ms. Mary E. Mathis-Ford, a long time resident of the City of Newark, for her many noteworthy contributions to this great metropolis as well as to the County of Essex.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

- 7-R-s. Resolution ratifying and authorizing Director of Engineering to execute contract with Township of Wayne, for provision of potable water from Pequannock Water System, at unit price of \$750./MG, for period January 1, 1991 to December 31, 1991.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

- 7-R-t. Resolution ratifying and authorizing Director of Engineering to execute contract with Township of Belleville, for provision of potable water from Pequannock Water System, for period January 1, 1990 to December 31, 1991.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

- 7-R-u. Resolution authorizing Mayor and Director of Engineering to execute Contract 90-26, Tree Stump Removal Throughout the City of Newark with George Beucler Tree Expert Co., Inc., 48 Harold Street, Tenafly, New Jersey 07670, one bid received, for total sum of \$8,466.25, for period of one year from date of Council approval.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

- 7-R-v. Resolution authorizing Mayor and Director of Engineering to execute Contract 90-30, Flagging: Replacement of Curbs and Sidewalks City Wide with W & R Electrical Contractors, Inc., 154 Amherst Street, East Orange, New Jersey 07019, lowest responsible bid submitted, for total sum of \$192,000.; project should be completed within 20 days of Notice to Proceed.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

- 7-R-w. Resolution authorizing Mayor and Director of Engineering to execute contract with Melick-Tully Associates, Inc., 117 Canal Road, South Bound Brook, New Jersey 08880, lowest responsible proposal submitted, for Professional Consulting Services for a Soils and Foundation Investigation at proposed site of P.A.L. Recreation/Education Center, for total sum of \$3,600. (Under \$9,200. threshold) (Site includes approximately 0.73 acres and is located adjacent to and South of West Kinney Street, to the East of its intersection with Washington Street)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

- 7-R-x. Resolution amending Resolution 7-R-r, July 11, 1990, agreement with Hazen & Sawyer - Clinton Bogert Associates, for professional services for start-up, operation and maintenance of Pequannock Water Treatment Facilities, for period of six months or until City establishes a full time operating capacity, for sum of \$420,000., and insurance coverage policy payment not to exceed \$75,000..., for additional two months at sum of \$140,000. (Amended contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40:A:11-1 (a)(i))**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

- 7-R-y. Resolution transferring Wastewater Management Planning responsibility from City of Newark to the Joint Meeting of Essex and Union Counties.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

- 7-R-z. Resolution requesting a written response from Essex County, the Port Authority of New York/New Jersey and American Ref-Fuel as to why they cannot separate out bulky waste at the Resource Recovery Facility.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

- 7-R-ba. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter and execute contract with Tri-City People's Corp. Health Center, in amount of \$49,989., for period May 1, 1990 to April 30, 1991, for provision of health care services, funds provided in HCDA, Year XVI.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

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- 7-R-bb. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute agreement with All State Medical Waste/ Interboro Disposal - D.B.A., for the disposal of medical waste generated by Department of Health and Human Services, in accordance with all applicable state and federal regulations for the period March 1, 1990 to December 31, 1990; maximum amount of agreement shall not exceed \$9,200.,

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

- 7-R-bc. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with North Ward Center, in amount of \$100,000., to provide transportation services, for period May 1, 1990 to April 30, 1991, funds provided in HCDA, Year XVI.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council Member Rice, seconded by President Grant and failed of adoption by the following votes:

Yes: Council Member Rice.

No: Council Member Bradley, President Grant.

Not Voting: Council Members Branch, Harris, Martinez, Tucker, Villani.

Absent During Roll Call: Council Member Carrino.

At a later time in the meeting, after Resolution 7-R-de, a motion to reconsider this resolution was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Harris.

A lengthy discussion was held by the Members of the Municipal Council.

A motion to adopt the resolution was made by Council Member Carrino, seconded by Council Member Rice and failed of adoption by the following votes:

Yes: Council Members Carrino, Rice, Villani, President Grant.

No: Council Member Bradley.

Not Voting: Council Members Branch, Harris, Martinez, Tucker.

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for January 15, 1991, in the Council Chamber, City Hall, was made by Council Member Tucker, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Tucker, President Grant.

No: Council Members Carrino, Rice, Villani.

At a later time in the meeting, after Motion 7-M-bm, a motion to reconsider this resolution was made by Council Member Carrino, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

A motion to adopt the resolution and directing the City Clerk to invite Business Administrator Monteilh and Mr. Steven Adubato, Director, North Ward Center to meet with the Municipal Council at its Special Conference, January 15, 1991 to discuss this matter, was made by Council Member Carrino, seconded by Council Member Villani and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Carrino, Martinez, Rice, Villani, President Grant.

No: Council Member Bradley.

Not Voting: Council Members Harris, Tucker.

- 7-R-bd. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Newark Emergency Services for Families, in amount of \$24,000., to provide emergency services to needy families, for period October 1, 1990 to September 30, 1991; funds provided in HCDA, Year XVI.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-be. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Youth Development Clinic, Inc., to provide high quality ambulatory health services, in amount of \$33,750., for period August 1, 1990 to July 31, 1991; funds provided in HCDA, Year XVI.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bf. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Apostles' House, Inc., to provide social services to homeless families, in amount of \$49,000., for period May 1, 1990 to April 30, 1991; funds provided in HCDA, Year XVI.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bg. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds and enter into agreement with New Jersey State Department of Health, for provision of a Blind HIV Seroprevalence study among various population within the Newark's Standard Metropolitan Statistical Area, for period January 1, 1991 to December 31, 1991, in amount \$35,301.; does not require expenditure of municipal funds.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bh. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with St. Joseph's Day Care Center, for period June 1, 1990 to May 31, 1991, to provide day care services, contract shall not exceed \$21,806.; funds available from HCDA, Year XVI.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-bi. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with House of Prayer A.K.A. Mustard Seed, for period June 1, 1990 to May 31, 1991, to provide day care services, contract shall not exceed \$24,824.; funds available from HCDA, Year XVI.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bj. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Elizabeth Avenue Community Center, for period January 1, 1991 to December 31, 1991, to provide high quality social services to low and moderate income families residing in City of Newark, contract shall not exceed \$65,000.; funds available from HCDA, Year XVI.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bk. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Rutgers-Chen School, for provision of day care services, for period June 1, 1990 to May 31, 1991, in amount of \$27,966.; funds available from HCDA, Year XVI.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bl. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with New Hope Development Day Care Center, for provision of day care services, for period June 1, 1990 to May 31, 1991, in amount of \$32,774.; funds available from HCDA, Year XVI.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bm. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Sherman Community Center, for provision of day care services, for period June 1, 1990 to May 31, 1991, in sum of \$32,779.; funds available from HCDA, Year XVI.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-bn.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with King Memorial Day Care Center, for provision of day care services, for period June 1, 1990 to May 31, 1991, in sum of \$19,783.; funds available from HCDA, Year XVI.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bo.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Tri-City Day Care Center, for provision of day care services, for period June 1, 1990 to May 31, 1991, in sum of \$27,805.; funds available from HCDA, Year XVI.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bp.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with St. Ann's Community Day Care Center, for provision of day care services, for period June 1, 1990 to May 31, 1991, in sum of \$61,906.; funds available from HCDA, Year XVI.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Harris.

- 7-R-bq.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Residents for Community Action/Vince Lombardi Center, for period January 1, 1991 to December 31, 1991, to provide transportation, health and social services to low and moderate income residents, contract shall not exceed \$80,000.; funds available from HCDA, Year XVI.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-br.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to apply for and accept funds from State Department of Health, Public Health Priority Funding Program, for period January 1, 1991 to December 31, 1991, in amount of \$227,468 (Health Promotion, Health Supervision for Infants and Pre-School Children, Adult Health, Health Services for School Age Children)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-bs. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Newark Literacy Campaign, for provision of literacy tutoring services for low and moderate income residents, for period May 1, 1990 to April 30, 1991, in amount of \$45,000.; funds available from HCDA, Year XVI.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bt. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept renewal grant to enter into and execute contract with New Jersey State Department of Human Services, Division of Youth and Family Services, for period January 1, 1991 to December 31, 1991, in amount of \$15,940., to continue providing Family Day Care Services; does not require expenditure of municipal funds.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bu. Resolution amending Resolution 7-R-g, February 3, 1988, accepting funds from United States Department of Housing and Urban Development, for purpose of providing housing and supportive services to homeless individuals and families, in amount of \$881,329., by extending the period of performance to October 31, 1991, no additional funds required.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bv. Resolution authorizing Director of Finance to issue check in amount of \$22,500. payable to Geraldine Nicholas, David Nicholas and Frederick R. Schreck, their attorney, 573 Dr. Martin Luther King, Jr., Boulevard, Newark, New Jersey, 07102, upon receipt of all documents deemed necessary by Corporation Counsel, instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking damages for personal injuries allegedly sustained as result of automobile accident allegedly caused by negligence of employees of City of Newark. (Matter arbitrated by Auto Arbitration Panel in Essex County)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council January 8, 1991)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-bw. Resolution authorizing Director of Finance to issue check in amount of \$20,000., payable to Adcor Realty Corporation and Garippa and Trevenen, their attorneys; upon receipt of all documents deemed necessary by Corporation Counsel, initiated action in Superior Court of New Jersey, Essex County, seeking refund of \$72,184.07 in interest charged for years 1984 through 1986 for late payment of real property taxes.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council on January 8, 1991.)

A motion to adopt the resolution upon receipt of Certification of Funds was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bx. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Rogheih Ameritoorzani, refund of fence deposit paid at time of closing for purchase of City-owned property known as 57 Webster Street, Block 483, Lot 95. (Purchaser complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-by. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Jerry Hayes, refund of fence deposit paid at time of closing for purchase of City-owned property known as 134 South 11th Street, Block 857, Lot 41. (Purchaser complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bz. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Del Rio Aneiros, Inc., refund of fence deposit paid at time of closing for purchase of City-owned property known as 438-442 South 18th Street, Block 321, Lots 45 and 47. (Purchaser complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ca. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Ari R. Raghunathan, refund of fence deposit paid at time of closing for purchase of City-owned property known as 40 Gladstone Avenue, Block 4003, Lot 32. (Purchaser complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-cb. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Anibal Martinez, refund of fence deposit paid at time of closing for purchase of City-owned property known as 13 Myrtle Avenue, Block 1890, Lot 41. (Purchaser complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cc. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Yogendra K. Agarwal, refund of fence deposit paid at time of closing for purchase of City-owned property known as 18-20 Hinsdale Place, Block 617A, Lots 14 and 15. (Purchaser has complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cd. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Ulysses Mills, refund of fence deposit paid at time of closing for purchase of City-owned property known as 50 Gray Street, Block 1903, Lot 14. (Purchaser has complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ce. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Hollis Bradley, refund of fence deposit paid at time of closing for purchase of City-owned property known as 311 South 11th Street, Block 1795, Lot 26. (Purchaser has complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cf. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Mariano DePaz, refund of fence deposit paid at time of closing for purchase of City-owned property known as 84 Roseville Avenue, Block 1890, Lot 65. (Purchaser has complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg. Resolution authorizing Director of Finance to issue check in amount of \$420., to Christina Cooso, refund of fence deposit paid at time of closing for purchase of City-owned properties known as 139 Watson Avenue, Block 3582, Lot 13, and 238 Bergen Street, Block 245, Lot 44. (Properties were misrepresented in the Auction Brochure)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ch. Resolution authorizing Director of Finance to issue check in amount of \$1,133.26 to Richard and Sarah Crump, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 77 9th Avenue, Block 1867, Lot 39.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ci. Resolution authorizing Director of Finance to issue checks to persons and in amounts shown thereon, totalling \$115,294.12, by reason of State Board Judgements, County Board Judgements, Veterans Allowances, Senior Citizen Allowances and Cash Overpayments for years 1984, 1985, 1986, 1987, 1988, 1989 and 1990.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cj. Resolution authorizing City Treasurer to issue check in amount of \$1,528.95 to the order of Hilton J. Rose, P.O. Box 71, South Orange, New Jersey, 07079, for overpayment of water/sewer charges on property located at 151 Smith Street, Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ck. Resolution authorizing City Treasurer to issue check in amount of \$531.86 to the order of William T. Carter, 99 West End Avenue, Newark, New Jersey, 07106, for high estimated bills of water/sewer charges on property located at 97 West End Avenue, Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-cl.** Resolution authorizing Tax Assessor to remove the improvement assessment in amount of \$45,000. from tax roll of 1990; further authorizing Acting Tax Collector to cancel \$7,645.50 for year 1990 for exempt improvement amount plus any interest and cost if applicable on premises 290-296 Lafayette Street, Block 1978, Lot 8. (Cancellation of building assessment and taxes for year 1990 should have been treated as a Chapter 12 Tax Exemption pursuant to Resolution 7-R-ce, March 19, 1986)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cm.** Resolution designating reserved parking area for handicapped motorists on Grafton Avenue; south side, beginning 122 feet east of the easterly curblane of Clifton Avenue and extending 25 feet easterly therefrom for a period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cn.** Resolution designating reserved parking area for handicapped motorists on Mount Vernon Place; south side, beginning 168 feet east of the easterly curblane of Eder Terrace (South Orange Village Line) and extending 22 feet easterly therefrom for a period of one year; pursuant to N.J.S.A. 39:4-8. (West Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-co.** Resolution designating reserved parking area for handicapped motorists on North 6th Street; west side, beginning 211 feet north of the northerly curblane of Orange Street and extending 20 feet northerly therefrom for a period of one year; pursuant to N.J.S.A. 39:4-8. (West Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cp.** Resolution designating reserved parking area for handicapped motorists on Treacy Avenue; west side, beginning 40 feet south of the southerly curblane of Avon Avenue and extending 20 feet southerly therefrom for a period of one year; pursuant to N.J.S.A. 39:4-8. (South Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-cq.** Resolution designating reserved parking area for handicapped motorists on South 14th Street; east side, beginning 112 feet north of the northerly curblane of 15th Avenue and extending 26 feet northerly therefrom for a period of one year; pursuant to N.J.S.A. 39:4-8. (Central Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cr.** Resolution designating reserved parking area for handicapped motorists on North 5th Street; west side, beginning 218 feet north of the northerly curblane of Bloomfield Avenue and extending 22 feet northerly therefrom for a period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cs.** Resolution designating reserved parking area for handicapped motorists on Oakland Terrace; east side, beginning 196 feet north of the northerly curblane of Cameron Road and extending 24 feet northerly therefrom for a period of one year; pursuant to N.J.S.A. 39:4-8. (West Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ct.** Resolution designating intersection of Kerrigan Boulevard and Ivy Street as a stop intersection and installing stop signs on Ivy Street; pursuant to N.J.S.A. 39:4-140. (West Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cu.** Temporary Emergency resolution appropriating \$11,600,000. Police and Firemen's Retirement System of New Jersey, \$3,450,000.- Consolidated Police and Firemen's Pension Fund, totalling \$15,050,000.; said funds shall be provided in 1991 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-cv. Temporary emergency resolution appropriating \$1,486,391. Wanaque Ramapo Maintenance, \$809,737.- Wanaque South, totalling \$2,296,328.; said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cw. Temporary emergency resolution appropriating \$6,713., Department of Development, Director's Office, Other Expenses, Services by Contract or Agreement; said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cx. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$16,122., AIDS Prevention Program.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cy. Temporary emergency resolution appropriating \$16,122., AIDS Prevention and Education Program; said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cz. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$35,301., Blind HIV Seroprevalance Study.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-da. Temporary emergency resolution appropriation \$35,301., Blind HIV Seroprevalance Study; said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-db. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$51,500., Urban Rodent Control.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dc. **Temporary emergency resolution appropriating \$51,500., Urban Rodent Control Project; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dd. **Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$227,795., Jobs Training Partnership Act (JTPA FY'91).**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-de. **Temporary emergency resolution appropriating \$227,795., Jobs Training Partnership Act (JTPA FY'91); said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-df. **Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$100,000., Multi-Jurisdictional Narcotics Task Force.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dg. **Temporary emergency resolution appropriating \$100,000., MultiJurisdictional Narcotics Task Force; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dh. **Resolution ratifying and authorizing Manager of Recreation/Cultural Affairs to enter into contract with Craigmear Ski Area for ski instruction for children, for period January 5, 1991 to March 16, 1991, for sum not to exceed \$7,000., (\$35. per child, per visit.)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Council Member Rice, through the Chair, requested the City Clerk to communicate with Manager Lightfoot, Division of Recreation & Cultural Affairs to supply the names and addresses of enrollees in this program.

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- 7-R-di.
(A.S.) **Resolution authorizing Mayor to file grant application under Urban Park and Recreation Recovery Act of 1978 for total amount of \$357,000., which represents \$250,000. federal share, \$107,000. local share, for rehabilitation of Boylan Street Pool.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dj.
(A.S.) **Resolution amending Resolution 7-R-cz (A.S.), August 1, 1990, contract with Ms. Ellen Vassoler for consulting services to the Newark Municipal Council's Cable Television Committee, for period August 6, 1990 to December 31, 1990, by extending contract to January 31, 1991, with an option to extend to February 28, 1991, contract shall not exceed \$3,250. plus \$250. for expenses each month. (Amended contracts awarded without competitive bidding as a "Extraordinary. Unspecified Services" in accordance with N.J.S.A. 40A:11-5 et seq. of the Local Public Contract Law)**

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dk.
(A.S.) **Resolution appointing 73 (seventy three) Special police officers for year ending December 1991.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dl-1.
(A.S.) **Resolution recognizing and commending Ms. Inez I. Guerrero, as a recipient of the 1991 Newark Peace prize.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dl-2.
(A.S.) **Resolution recognizing and commending The Honorable Paul R. Daniele, as a recipient of the 1991 Newark Peace prize.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dl-3.
(A.S.) **Resolution recognizing and commending Mr. Pierre S. Lajili, as a recipient of the 1991 Newark Peace prize.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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**7-R-d1-4. Resolution recognizing and commending Mr. Frank Hurtz, as a recipient
(A.S.) of the 1991 Newark Peace prize.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-d1-5. Resolution recognizing and commending Mr. Fausto Simoes, as a recipient
(A.S.) of the 1991 Newark Peace prize.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-d1-6. Resolution recognizing and commending the New Jersey Bridge Unit on its
(A.S.) 25th Anniversary.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-d1-7. Resolution recognizing and commending Mayor Kazhibayev Amangel'dy Kazhibayevich
(A.S.) of the City of Ust-Kamenogorsk, U.S.S.R.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-d1-8. Resolution recognizing and commending Mayor Eremenko Anatolyi of the City
(A.S.) of Semipalatinsk, U.S.S.R.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-d1-9. Resolution recognizing and commending Mayor Alizade Sanan Ali Ashrapovich
(A.S.) of the City of Baku, U.S.S.R.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-d1-10.
(A.S.)

Resolution recognizing and commending Mayor Iskhakov Shamil'evich of the City of Kazan, U.S.S.R.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-d1-11.
(A.S.)

Resolution recognizing and commending Mayor Berezhnoi Nikolai Ivanovich of the City of Murmansk, U.S.S.R.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-d1-12.
(A.S.)

Resolution recognizing and commending Mayor Titov Konstantin Alekseevich of the City of Kuibyshev, U.S.S.R.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-d1-13.
(A.S.)

Resolution recognizing and commending Mayor Chaikovsky Yevgenii Vladimirovich of the City of Semipalatinsk-21, U.S.S.R.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dm.
(A.S.)

Resolution amending Resolution 7-R-bz (A.S.), December 19, 1990; legislation amending Tax Abatement for Douglas Harrison Housing Corporation, 1-55, 57 and 117½ Summit Street and 28-82 and 84-140 Barclay Street and approving plan for arrearages; by further amending the financial agreement by adjusting the annual service charge from \$177,292., to \$123,550.65 and subjecting the approved payment plan to the 1990 certified financial statement.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adjusting Exhibit "A" to clarify that the deduction of losses/adjustment/write-offs category applies to rent vacancy loss only was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

A motion to adopt the resolution, as amended, was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dn.
(A.S.) **Resolution amending Resolution 7-R-bg, July 11, 1990, contract with Ironbound Educational and Cultural Center, Inc., for purpose of allowing them to expend balance of their original \$45,000., for period October 6, 1989 through October 5, 1990; by allowing them to expend original \$35,000. of which remains \$18,965.84 FY XV and balance of \$16,960. of which remains \$8,478. FY XIII, for total contract amount of \$27,443.84, for period November 1, 1990 through October 31, 1991, to continue rehabilitation of 176 Edison Place, a historic site; no additional funds required.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-do.
(A.S.) **Resolution authorizing Director of Development, subject to approval by Corporation Counsel, to execute any and all documents required to extend and modify existing loan guaranty for 19 Lyons Avenue Towers Urban Renewal, Inc. project. (7-R-ck (A.S.), June 24, 1987, authorized to provide technical and financial assistance to housing projects financed by Newark Housing Partnership)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dp.
(A.S.) **Resolution expressing profound sorrow and regret at the passing of Milton Riegel.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dq.
(A.S.) **Resolution approving Constable Bond in the amount of \$1,000. issued to Norman Dorch, as to form, amount and sufficiency.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dr.
(A.S.) **Resolution ratifying and authorizing Mayor and Director of Development to enter into contract with The Center, Inc., a New Jersey Non-Profit Corporation, for purpose of rehabilitating 23-25 Elizabeth Avenue, to provide a day care facility for low and moderate income families, for period November 1, 1990 through November 30, 1991, in amount of \$100,000.; funds provided in H.C.D.A. FY XVI.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-ds. (A.S.)** Resolution accepting bid of Kathy V. Sumter, highest responsible bidder, for leasing of non-residential premises known as 665-71 Broad Street-Store #3, for sum of \$28,000. annually, pursuant to N.J.S.A. 40A:12-14(a); based upon Resolution 7-R-cc (A.S.), November 19, 1990.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dt-1. (A.S.)** Resolution granting extension of leave of absence without pay to Diane Earley, Secretarial Assistant, City Clerk and Municipal Council for period beginning November 2, 1990 and ending November 2, 1991. (Appointed Aide to Council Member II - First leave began May 1, 1986).

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dt-2. (A.S.)** Resolution granting extension of leave of absence without pay to Deborah Nicastro, Secretarial Assistant, City Clerk and Municipal Council, for period beginning November 2, 1990 and ending November 2, 1991. (First leave began May 18, 1986).

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-du. (A.S.)** Resolution authorizing Director of Finance to issue checks to persons and in amounts shown thereon, totalling \$457,761.07, by reason of State Board Judgements, and Cash Overpayments for the years 1987, 1988, 1989 and 1990.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Motions.

- 7-M-a-1. through 7-M-a-4.** A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - RECOGNIZING AND COMMENDING UNITED STATES SENATORS EDWARD KENNEDY, ORRIN HATCH, FRANK LAUTENBERG AND BILL BRADLEY IN PLAYING AN INTEGRAL ROLE IN THE ADMINISTRATION'S GRANTSMANSHIP OF \$1.9 MILLION (THROUGH THE RYAN WHITE COMPREHENSIVE AIDS RESOURCES EMERGENCY ACT) TO THE HIV HEALTH SERVICES PLANNING COUNCIL OF NEWARK was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-M-b.** A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - RECOGNIZING AND COMMEMORATING MR. CHARLES L. WHIGHAM, FOUNDER & MANAGER OF THE WHIGHAM FUNERAL HOME UPON HIS RETIREMENT AND FOR HIS MERITORIOUS AND DIGNIFIED SERVICE TO NEWARK RESIDENTS AND THEIR FAMILIES SINCE 1946 was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-M-c. A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR.- RECOGNIZING AND COMMENDING REP. ROBERT ROE (D-N.J.) FOR HIS LEADERSHIP OF THE HOUSE PUBLIC WORKS & TRANSPORTATION COMMITTEE IN THE ALLOCATION OF A NEARLY \$101 MILLION GRANT (FROM THE URBAN MASS TRANSIT ADMINISTRATION) TOWARDS NEW JERSEY TRANSIT'S RAIL REHABILITATION, RAIL CAR OVERHAULS, BUS IMPROVEMENT AND OPERATIVE ASSISTANT** was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-d-1. through 7-M-d-4. A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - COMMENDING NEWARK POLICE JEVON MINTZ AND ROBERT WILLIAMS, INCLUDING DETECTIVES DAVID FOSTER AND NATE THOMPSON FOR EXEMPLARY COURAGE AND VALOR IN THE JANUARY 3RD APPREHENSION AND ARREST OF AN ALLEGED RAPIST/ROBBER, WHO REPORTEDLY TERROIZED THE IVY HILL NEIGHBORHOOD** was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
 Absent During Roll Call: Council Members Carrino, Tucker.
- 7-M-e. A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - URGING GOVERNOR FLORIO TO OVERRULE THE PORT AUTHORITY OF NEW YORK & NEW JERSEY'S PROPOSED TOLL AND FARE HIKE ON ALL INTERSTATE COMMUTER CROSSINGS. THE MUNICIPAL COUNCIL FIRMLY BELIEVES THAT SUCH INCREASES WOULD BE DETRIMENTAL TO THE CONTINUED USAGE OF MASS TRANSIT AS WELL AS AN ADDITIONAL FINANCIAL ENCUMBRANCE UPON NEW JERSEY COMMUTERS** was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
 Absent During Roll Call: Council Members Carrino, Martinez, Tucker.
- 7-M-f. A MOTION - SPONSORED BY NEWARK MUNICIPAL COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. SAMUEL TERRY OF NEWARK, THE BELOVED FATHER OF NEWARK DETECTIVE AZELL TERRY** was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
 Absent During Roll Call: Council Members Carrino, Martinez, Tucker.
- 7-M-g. A MOTION - SPONSORED BY NEWARK MUNICIPAL COUNCIL PRESIDENT RALPH T. GRANT, JR. EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LUCILLE HILTON WILLIAMS, NOTED NEWARK CIVIC LEADER** was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-h. A MOTION - SPONSORED BY NEWARK MUNICIPAL COUNCIL PRESIDENT RALPH T. GRANT, JR. EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JULIUS A. RIPPEL, NOTED PHILANTHROPIST AND FORMER NEWARK INVESTMENT BANKER** was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-i. A MOTION - SPONSORED BY NEWARK MUNICIPAL COUNCIL PRESIDENT RALPH T. GRANT, JR. EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. IDA McCREA, THE BELOVED WIFE OF BISHOP GROVER L. McCREA, SR., PASTOR OF NEWARK'S UNION GOSPEL TABERNACLE was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-j. A MOTION - SPONSORED BY NEWARK MUNICIPAL COUNCIL PRESIDENT RALPH T. GRANT, JR. EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DAVID J. CORTESE OF ORANGE, FORMER NEWARK RESTAURANTEUR was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-k. A MOTION - SPONSORED BY NEWARK MUNICIPAL COUNCIL PRESIDENT RALPH T. GRANT, JR. EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HENRY BRADSHAW YOUNG OF NEWARK was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-l. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT HIS PASSING OF MR. THOMAS BRASWELL OF NEWARK was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-m. A MOTION - SPONSORED BY COUNCIL MEMBER GARY HARRIS - ENDORSING A BILL SPONSORED BY HOUSE BANKING COMMITTEE CHAIRMAN, REP. HENRY B. GONZALEZ, WHICH WOULD LIMIT DEPOSITORS TO \$100,000 OF FEDERAL INSURANCE ON THEIR SAVINGS AND CHECKING ACCOUNTS, AS WELL AS AN EQUAL AMOUNT ON A RETIREMENT ACCOUNT was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.
- 7-M-n. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF ELSIE LOVE was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.
- 7-M-o. A MOTION - SPONSORED BY COUNCIL MEMBER GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. FRANK J. SANTORO OF UNION, A NEWARK POLICE OFFICER was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-p. A MOTION - SPONSORED BY COUNCIL MEMBER GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. TWANDA BARRON OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-q. A MOTION - SPONSORED BY COUNCIL MEMBER GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. TELMO NUNES CALCADO OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-r. A MOTION - SPONSORED BY COUNCIL MEMBER GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LEONARD RENNA OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-s. A MOTION - SPONSORED BY COUNCIL MEMBER GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN BRUCE WALKER OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-t. A MOTION - SPONSORED BY COUNCIL MEMBER GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ZAMER BRITT OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-u. A MOTION REQUESTING THE NEW JERSEY DEPARTMENT OF HEALTH AND HUMAN SERVICES TO CONDUCT AN INVESTIGATION INTO NUMEROUS COMPLAINTS MADE BY RESIDENTS LIVING IN THE VICINITY OF WHITE CHEMICAL COMPANY LOCATED ON FRELINGHUYSEN AVENUE IN NEWARK, REGARDING SUSPECTED HEALTH HAZARDS** was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-v. A MOTION REQUESTING THE ADMINISTRATION TO APPROPRIATE THE NECESSARY FUNDS TO ASSIST THE HOUSING AUTHORITY IN THE HIRING OF SPECIAL POLICE FOR SENIOR CITIZENS HOUSING PROJECTS** was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-w. A MOTION REQUESTING THE APPROPRIATE OFFICIALS TO INSPECT AND DEMOLISH THE BUILDING LOCATED AT 86-88 NORWOOD STREET** was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-x. A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO UNDERTAKE A STUDY TO DETERMINE THE FEASIBILITY OF ERECTING A TRAFFIC LIGHT AT THE INTERSECTION OF ELLERY AVENUE AND SANFORD PLACE** was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-y. A MOTION REQUESTING THAT YOU SUBMIT LEGISLATION FOR THE INSTALLATION OF A THREE-WAY STOP SIGN AT CHESTNUT AND ADAMS STREET** was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-y-1.** A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO INVESTIGATE WHY IT HAS TAKEN SO LONG TO OBTAIN THE APPROVAL OF THE NEW JERSEY STATE DEPARTMENT OF TRANSPORTATION ON ORDINANCES 6-F-a, 6-F-b, 6-F-c and 6-F-d, IN THE MINUTES OF THIS MEETING, was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-z.** A MOTION REQUESTING AN INVESTIGATION NECESSARY FOR THE INSTALLATION OF STOP SIGNS AT THE FOLLOWING INTERSECTIONS OF WEST END AVENUE AND LAUREL PLACE, PLYMOUTH STREET, GROVE TERRACE AND ALSO THE INTERSECTION OF CAMERON ROAD AND VARSITY ROAD was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-ba.** A MOTION REQUESTING THE CITY'S DIRECTOR OF ENGINEERING AND COUNTY ENGINEER TAKE WHATEVER STEPS ARE NECESSARY TO ALLEVIATE THE FLOODING AT THE VAILSBURG PARK ENTRANCE FROM SOUTH ORANGE AVENUE was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bb.** A MOTION ONCE AGAIN REQUESTING THAT ESSEX COUNTY COLLEGE PROVIDE THE GOVERNING BODY WITH A SYNOPSIS OF ANY PROPOSED DEVELOPMENT PLANS WITHIN THE CITY OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bc.** A MOTION REQUESTING THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO EXPLAIN WHAT REQUIREMENTS WOULD BE NECESSARY IN ORDER FOR THE NEWARK HOUSING AUTHORITY TO BE IN RECEIPT OF FUNDS FOR THE PROVISION OF PUBLIC SAFETY AND SECURITY PROGRAMS WITHIN ITS DEVELOPMENTS was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bd.** A MOTION REQUESTING THE LAW DEPARTMENT TO RESEARCH THE RAMIFICATIONS OF THE POSSIBILITY OF THE CITY OF NEWARK BEING RE-CLASSIFIED FROM A CITY OF THE FIRST CLASS was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-be.** A MOTION REQUESTING DIRECTOR OF LAND USE CONTROL EDWIN MCLUCAS TO SUBMIT A REPORT OF THE DISPOSITION OR PENDING ACTION ON ALL PROPERTIES SUBMITTED THUS FAR AS POSSIBLE ILLEGAL CONVERSIONS was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bf.** A MOTION REQUESTING THE DIRECTOR OF LAND USE CONTROL TO INSPECT THE OVERALL MAINTENANCE AND ELEVATORS AT BRICK TOWERS, HILL MANOR AND ACADEMY SPIERS was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

January 9, 1991

- 7-M-bg.** A MOTION REQUESTING THAT THE DIRECTOR OF LAND USE CONTROL ASCERTAIN WHETHER THE ORDINANCE RELATING TO 24 HOUR ARMED SECURITY ORDINANCE IS BEING STRICTLY ADHERED TO AT BRICK TOWERS AND ACADEMY SPIRES was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bh.** A MOTION REQUESTING THE MUNICIPAL COUNCIL'S PUBLIC/PRIVATE HOUSING COMMITTEE CHAIRMAN TO INVITE JUDGE CLIFFORD MINOR, BUSINESS ADMINISTRATOR RICHARD MONTEILH, CORPORATION COUNSEL GLENN GRANT, NEWARK HOUSING AUTHORITY EXECUTIVE DIRECTOR DANIEL BLUE, JR., LAND USE CONTROL DIRECTOR EDWIN MCLUCAS, DIVISION OF INSPECTIONS & ENFORCEMENT HEATING COMPLAINTS MANAGER MILLARD MONROE, HEALTH AND HUMAN SERVICES ACTING DIRECTOR BOBI RUFFIN, ENGINEERING DIRECTOR ALVIN ZACH TO MEET WITH THE COMMITTEE ON WEDNESDAY, JANUARY 23, 1991 TO DISCUSS CODE ENFORCEMENT FOR MULTI-FAMILY BUILDINGS was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bi.** A MOTION REQUESTING COUNTY EXECUTIVE D'ALESSIO TO COMMUNICATE TO THE GOVERNING BODY, THE REASON FOR THE COUNTY'S NEW POLICY IN REMOVING THE COUNTY POLICE FROM THE COUNTY ROADS AND REDIRECTING THEIR POLICING ACTIVITIES TO THE COUNTY PARKS was made by Council Member Bradley, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bj.** A MOTION REQUESTING AN EXPLANATION IN WRITING, FROM THE DIRECTOR OF ENGINEERING AS TO THE REASON WHY THE CITY IS PLANTING TREES WITHIN THE SOUTH WARD DURING THE WINTER MONTHS was made by Council Member Rice, seconded by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bk.** A MOTION REQUESTING THE LAW DEPARTMENT TO PREPARE AN ORDINANCE REGULATING LIVERY SERVICES WITHIN THE CITY was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bl.** A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO ADVISE THE COUNCIL AS TO WHY THE ANTI-CRUIISING SIGNS ORDAINED FOR THE CITY HAVE STILL NOT BEEN INSTALLED was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bm.** A MOTION - SPONSORED BY COUNCIL MEMBER GARY HARRIS - TO SUPPORT REP. RONALD DELLUM'S LAW SUIT WHICH WOULD PREVENT THE BUSH ADMINISTRATION FROM IMPOSING A DECLARATION OF WAR WITHOUT THE CONSENT OF CONGRESS was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

January 9, 1991

COMMUNICATIONS AND PETITIONS.Communications.

8-a

The City Clerk presented Communication from Business Administrator Monteilh, received December 26, 1990, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Executive Assistant and to abolish the title of Senior Procedural Analyst in the Department of Health and Human Services)."

(Executive Assistant 1 1/1/91 \$39,306.40 - \$47,410.82
(35 Hours)

(Creating title of Executive Assistant and abolishing title of Senior Procedural Analyst, to replace a non-standard title with New Jersey Department of Personnel approved title. Fiscal impact approximately \$5,100. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 23, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received December 26, 1990, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Senior Customer Service Representative and to abolish the title of License Examiner in the Department of Land Use Control)."

(Senior Customer 4 1/1/91 \$19,586.47 - \$22,638.76
Service Representative)
(35 Hours)

(Creating title of Senior Customer Service Representative and abolishing title of License Examiner to more appropriately describe duties and responsibilities of employees. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 23, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received December 26, 1990, enclosing proposed "Ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 19, Wreckers (new); Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 23, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 8-d. The City Clerk presented Communication from Business Administrator Monteilh, received December 26, 1990, enclosing proposed "Ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 17, Used Motor Vehicles Sales Lot, Section 1, Definition and Section 8, Use and Maintenance of premises; of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented. (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 23, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 8-e. The City Clerk presented Communication from Business Administrator Monteilh, received December 26, 1990, enclosing proposed "Ordinance to amend and supplement Title 8, Public Garages; Chapter 20, Section 1 (c) Definitions of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented)." (Copy of ordinances and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 23, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 8-f. The City Clerk presented Communication from Business Administrator Monteilh, received December 26, 1990, enclosing proposed "Ordinance approving an amendment to the Urban Renewal Plan for the Central Ward Project N.J.R.- 32 (11th Amendment)". (Generally bounded by Bergen Street on the West, 17th Avenue on the North, Irvine Turner Boulevard on the East and Avon Avenue on the South) (Copy of ordinance and correspondence submitted to each Member of the Council) (Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the January 23, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 8-g. The City Clerk presented Communication from Business Administrator Monteilh, received December 31, 1990, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Herbert Street." (Herbert Street - both sides from Avenue L to its terminus) (Copy of ordinance and correspondence submitted to each Member of the Council) (Does not require approval of Department of Transportation)

A motion directing the City Clerk to place this ordinance on the January 23, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

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- 8-h-1. The City Clerk presented Communication from His Honor Mayor Sharpe James, received January 2, 1991, nominating, subject to confirmation, Mr. Carlton Hicks, 20 Washington Place, Newark, New Jersey, as a Member of the Commission on Veteran's Affairs for a term of three years, commencing January, 1991 through January, 1994.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Mr. Carlton Hicks, to serve as a Member of the Commission on Veteran's Affairs for a term of three years, commencing January, 1991 through January, 1994 was made by the Council of the Whole.

President Grant: Will the Council confirm the nomination?

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

President Grant: This nomination is confirmed.

- 8-h-2. The City Clerk presented Communication from His Honor Mayor Sharpe James, received January 2, 1991, nominating, subject to confirmation, Mr. John Hamilton, 8-10 Park Place, Newark, New Jersey, as a Member of the Commission on Veteran's Affairs for a term of three years, commencing January, 1991 through January, 1994.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Mr. John Hamilton, to serve as a Member of the Commission on Veteran's Affairs for a term of three years, commencing January, 1991 through January, 1994 was made by the Council of the Whole.

President Grant: Will the Council confirm the nomination?

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

President Grant: This nomination is confirmed.

- 8-h-3. The City Clerk presented Communication from His Honor Mayor Sharpe James, received January 2, 1991, nominating, subject to confirmation, Reverend Ernest Sutton, 75 Halsey Street, Newark, New Jersey, as a Member of the Commission on Veteran's Affairs for a term of three years, commencing January, 1991 through January, 1994.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Reverend Ernest Sutton, to serve as a Member of the Commission on Veteran's Affairs for a term of three years, commencing January, 1991 through January, 1994 was made by the Council of the Whole.

President Grant: Will the Council confirm the nomination?

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

President Grant: This nomination is confirmed.

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January 9, 1991

8-h-4.

The City Clerk presented **Communication from His Honor Mayor Sharpe James, received January 2, 1991, nominating, subject to confirmation, Mr. Joseph Mennella, ITAM, 99 Malvern Street, Newark, New Jersey, as a Member of the Commission on Veteran's Affairs for a term of three years, commencing January, 1991 through January, 1994.**

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Mr. Joseph Manella, to serve as a Member of the Commission on Veteran's Affairs for a term of three years, commencing January, 1991 through January, 1994 was made by the Council of the Whole.

President Grant: Will the Council confirm the nomination?

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

President Grant: This nomination is confirmed.

8-h-5.

The City Clerk presented **Communication from His Honor Mayor Sharpe James, received January 2, 1991, nominating, subject to confirmation, Ms. Darthea Lee, 42 Lehigh Avenue, Newark, New Jersey, as a Member of the Commission on Veteran's Affairs for a term of three years, commencing January, 1991 through January, 1994.**

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Ms. Darthea Lee, to serve as a Member of the Commission on Veteran's Affairs for a term of three years, commencing January, 1991 through January, 1994 was made by the Council of the Whole.

President Grant: Will the Council confirm the nomination?

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

President Grant: This nomination is confirmed.

8-h-6.

The City Clerk presented **Communication from His Honor Mayor Sharpe James, received January 2, 1991, nominating, subject to confirmation, Mr. Herbert Austin, 60 Park Place, Newark, New Jersey, as a Member of the Commission on Veteran's Affairs for a term of two years, commencing January, 1991 through January, 1993.**

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Mr. Herbert Austin, to serve as a Member of the Commission on Veteran's Affairs for a term of two years, commencing January, 1991 through January, 1993 was made by the Council of the Whole.

President Grant: Will the Council confirm the nomination?

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

President Grant: This nomination is confirmed.

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January 9, 1991

8-h-7.

The City Clerk presented Communication from His Honor Mayor Sharpe James, received January 2, 1991, nominating, subject to confirmation, Mr. Roger Liggon, 1152 Kensington Avenue, Plainfield, New Jersey, as a Member of the Commission on Veteran's Affairs for a term of two years, commencing January, 1991 through January, 1993.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Mr. Roger Liggon, to serve as a Member of the Commission on Veteran's Affairs for a term of two years, commencing January, 1991 through January, 1993 was made by the Council of the Whole.

President Grant: Will the Council confirm the nomination?

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

President Grant: This nomination is confirmed.

8-h-8.

The City Clerk presented Communication from His Honor Mayor Sharpe James, received January 2, 1991, nominating, subject to confirmation, Mr. Clarence Jackson, 1028 Broad Street, Newark, New Jersey, as a Member of the Commission on Veteran's Affairs for a term of two years, commencing January, 1991 through January, 1993.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Mr. Clarence Jackson, to serve as a Member of the Commission on Veteran's Affairs for a term of two years, commencing January, 1991 through January, 1993 was made by the Council of the Whole.

President Grant: Will the Council confirm the nomination?

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

President Grant: This nomination is confirmed.

8-h-9.

The City Clerk presented Communication from His Honor Mayor Sharpe James, received January 2, 1991, nominating, subject to confirmation, Mr. Carl McDonald, 32 Green Street, Newark, New Jersey, as a Member of the Commission on Veteran's Affairs for a term of two years, commencing January, 1991 through January, 1993.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Mr. Carl McDonald, to serve as a Member of the Commission on Veteran's Affairs for a term of two years, commencing January, 1991 through January, 1993 was made by the Council of the Whole.

President Grant: Will the Council confirm the nomination?

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

President Grant: This nomination is confirmed.

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- 8-h-10.** The City Clerk presented Communication from His Honor Mayor Sharpe James, received January 2, 1991, nominating, subject to confirmation, Mr. Moses Neal, 47 Prince Street, Newark, New Jersey, as a Member of the Commission on Veteran's Affairs for a term of two years, commencing January, 1991 through January, 1993.
(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Mr. Moses Neal, to serve as a Member of the Commission on Veteran's Affairs for a term of two years, commencing January, 1991 through January, 1993 was made by the Council of the Whole.

President Grant: Will the Council confirm the nomination?

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

President Grant: This nomination is confirmed.

- 8-h-11.** The City Clerk presented Communication from His Honor Mayor Sharpe James, received January 2, 1991, nominating, subject to confirmation, Mr. Edward Staugaites, 120 Garrison Street, Newark, New Jersey, as a Member of the Commission on Veteran's Affairs for a term of one year, commencing January, 1991 through January, 1992.
(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Mr. Edward Staugaites, to serve as a Member of the Commission on Veteran's Affairs for a term of one year, commencing January, 1991 through January, 1992 was made by the Council of the Whole.

President Grant: Will the Council confirm the nomination?

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

President Grant: This nomination is confirmed.

- 8-h-12.** The City Clerk presented Communication from His Honor Mayor Sharpe James, received January 2, 1991, nominating, subject to confirmation, Mr. Herb Johnson, 20 Washington Place, Newark, New Jersey, as a Member of the Commission on Veteran's Affairs for a term of one year, commencing January, 1991 through January, 1992.
(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Mr. Herb Johnson, to serve as a Member of the Commission on Veteran's Affairs for a term of one year, commencing January, 1991 through January, 1992 was made by the Council of the Whole.

President Grant: Will the Council confirm the nomination?

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

President Grant: This nomination is confirmed.

January 9, 1991

- 8-h-13. The City Clerk presented Communication from His Honor Mayor Sharpe James, received January 2, 1991, nominating, subject to confirmation, Mr. Sal Balistrieri, 21 Branch Brook Plaza, Newark, New Jersey, as a Member of the Commission on Veteran's Affairs for a term of one year, commencing January, 1991 through January, 1992.
(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Mr. Sal Balistrieri, to serve as a Member of the Commission on Veteran's Affairs for a term of one year, commencing January, 1991 through January, 1992 was made by the Council of the Whole.

President Grant: Will the Council confirm the nomination?

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

President Grant: This nomination is confirmed.

- 8-h-14. The City Clerk presented Communication from His Honor Mayor Sharpe James, received January 2, 1991, nominating, subject to confirmation, Ms. Edna Jackson, 20 Washington Place, Newark, New Jersey, as a Member of the Commission on Veteran's Affairs for a term of one year, commencing January, 1991 through January, 1992.
(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Ms. Edna Jackson, to serve as a Member of the Commission on Veteran's Affairs for a term of one year, commencing January, 1991 through January, 1992 was made by the Council of the Whole.

President Grant: Will the Council confirm the nomination?

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

President Grant: This nomination is confirmed.

- 8-h-15. The City Clerk presented Communication from His Honor Mayor Sharpe James, received January 2, 1991, nominating, subject to confirmation, Mr. Hadren Simmons, Box 7182, Roseville Station, Newark, New Jersey, as a Member of the Commission on Veteran's Affairs for a term of one year, commencing January, 1991 through January, 1992.
(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Mr. Hadren Simmons, to serve as a Member of the Commission on Veteran's Affairs for a term of one year, commencing January, 1991 through January, 1992 was made by the Council of the Whole.

President Grant: Will the Council confirm the nomination?

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

President Grant: This nomination is confirmed.

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January 9, 1991

- 8-i.
(A.S.) Communication from Business Administrator Monteilh, received January 9, 1991, enclosing proposed, "Ordinance approving deletion of Lots 33, 37 and 39 in Block 1921; Lots 12, 13, 49, 50 and 51 in Block 1922; and Lots 26, 27, 28, 30, 32 and 34 in Block 1923 from Ordinance 6-S & F-n, dated November 13, 1989."
(Various properties on North 12th Street, North 13th Street and 7th Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-j (A.S.) on page 17 in the minutes of this meeting.)

- 8-j.
(A.S.) Communication from Business Administrator Monteilh, received January 9, 1991, enclosing proposed, "Ordinance authorizing the Director of the Department of Development to acquire a privately owned property located at 144-146 Springfield Avenue, a/k/a Block 233, Lot 59 within the University Heights Redevelopment Area, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq."
(Central Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-k (A.S.) on pages 17 and 18 in the minutes of this meeting.)

- 8-k.
(A.S.) Communication from Business Administrator Monteilh, received January 9, 1991, enclosing proposed, "Ordinance authorizing the Director of the Department of Engineering of the City of Newark to execute a written agreement granting Riverbank Estates, its heirs, successors and assigns, an easement over a plot of land consisting of approximately 7050 square feet within the City of Newark's owned land, designated as Block 302, Lot 1 on the Tax Map (Year 1988) of the Township of Knowlton, Warren County, New Jersey, and further, granting River Bank Estates, its heirs, successors and assigns, an easement for a right-of-way (33 feet wide) over City of Newark's land, designated as Block 302, Lot 1 on the Tax Map (Year 1988) of the Township of Knowlton, Warren County, New Jersey."
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-l (A.S.) on page 18 in the minutes of this meeting.)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

None.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from December 12, 1990 to December 31, 1990:

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BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Polish Falcons of America | 10349 |
| Holy Name Society of Sacred Heart Church | 10350 |
| Ms. Civic Association | 10407 |
| Ms. Civic Association | 10408 |
| Babyland Nursery, Inc. | 10409 |
| Ms. Civic Association | 10410 |
| Babyland Nursery, Inc. | 10411 |
| St. Casimir's Roman Catholic Church | 10419 |
| St. Bridget's Church | 10420 |

RAFFLE LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Holy Name Society of Sacred Heart Church | 10371 |
| The National Sorority of Phi Delta Kappa, Inc. | 10406 |
| St. Michael's Medical Center | 10412 |
| St. John's Guild | 10413 |
| St. Bridget's Church | 10414 |
| Shamrock Friendship Club of St. Patrick's Pro-Cathedral | 10415 |
| St. Benedict Church | 10416 |
| Parent Association of St. Benedict Elementary School | 10417 |
| St. Benedict Booster Club | 10418 |
| Foundation for Servicing Children & Young Adults | 10421 |
| Auxiliary Foundation for Servicing Children & Young Adults w/learning Disability of N.J. Inc. | 10422 |
| Sisterhood of the Jewish Educational Center | 10423 |
| Elizabeth Cubanos Lions Club | 10424 |
| A.B. Roy Foundation | 10425 |
| Perpetual Help Parents Association | 10426 |
| Children's Specialized Hospital | 10427 |

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice,
Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

ADJOURNMENT.

12-a.

motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice,
Tucker, Villani, President Grant.

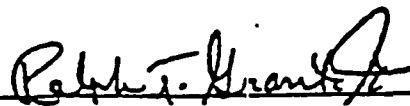
Absent During Roll Call: Council Member Branch.

This meeting adjourned at 3:10 P.M

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

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Newark, New Jersey, January 23, 1991

Prior to the regularly scheduled meeting several presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:25 P. M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Perry Simmons, Jr., Abyssinian Church.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Clarence Faines, III, Public Relations Consultants Delores Wheat, Harold Edwards, Intergovernmental Liaison Joseph Bradley, Detectives Joseph Towe and Lloyd Peterman, Jr., Sergeants-at-Arms.
(Absent: Council Member Carrino.)

(Council Member Carrino arrived 8:28 P. M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on January 16, 1990, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held December 13, 1990.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Bradley.

Absent: Council Member Carrino.

A motion to consider Resolution 7-R-bb at this time, was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Member Carrino.

7-R-bb. Resolution approving Tax Abatement and Financial Agreement for Hartz Raymond Boulevard Urban Renewal, L.P., for construction, maintenance and operation of commercial condominium project (air rights) at 975-981, 983-993 and 995-997 Raymond Boulevard, and 53 Commercial Street (Block 169, Lots 39, 47, 50 and 52) granting exemption from taxation on improvements for period of 15 years from date of issuance of Certificate of Occupancy; pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file a petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.

(Formula - 2% of total project cost)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by changing the formula of said tax abatement and financial agreement from 2% of total project cost to 15% of annual gross income was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Member Carrino.

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January 23, 1991

(Council Member Carrino arrived 8:28 P. M.)

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

BOARD OF ADJUSTMENT APPEAL.

4-A-1. The City Clerk read **In the Matter of Application of Sussex Avenue Urban Renewal Corporation, Owner and Applicant, to permit in a Second Industrial District a Rooming/Boarding House for the homeless with insufficient on-site parking and not meeting the requirements for conditional use approval; on premises 224-234 Sussex Avenue.**

(Central Ward)

(Copy of transcripts submitted to each Member of the Council)

(Mr. Eduardo Esposito, Mr. John Curcio, Mr. Gary Piryliis and Ms. Rachel

Sibio, Appellants)

(Board of Adjustment hearings held November 8, 1990 and November 28, 1990)

(Transcripts filed December 10, 1990)

The Board of Adjustment at its regular meeting held November 8, 1990 postponed a reserve decision to their meeting of November 28, 1990.

The Board of Adjustment at its regular meeting held November 28, 1990, approved the application by 5 ayes and one not voting.

An appeal in this matter was filed in the Office of the City Clerk on December 4, 1990 by Irvin L. Solondz, Attorney for Appellants: Eduardo Esposito, John Curcio, Gary Piryliis and Rachel Sibio.

The transcripts in connection with this matter were received December 10, 1990 and each Member of the Council was furnished with a copy of the transcripts and other parts of the record.

On December 28, 1990, the City Clerk notified the applicant, the applicant's attorney, the appellants' attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting January 23, 1991, at 8:00 P. M., in the Council Chamber, Second Floor, City Hall, Newark.

President Grant stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment in the Matter of Application of Sussex Avenue Urban Renewal Corporation, Owner and Applicant, to permit in a Second Industrial District a Rooming/Boarding House for the homeless with insufficient on-site parking and not meeting the requirements for conditional use approval on premises 224-234 Sussex Avenue. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No new testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and the place for the appeal to commence.

Council Member Branch stated the following: "Initially, I would like to state that I am dedicated to providing assistance and care to the homeless. As Councilman for the Central Ward, my ward is not against the location of homeless shelters within our ward. In point of fact, we have seven (7) homeless shelters within the Central Ward, probably more than any ward in the City. I must however, ask my colleagues to disagree with the action of the Board of Adjustment as to this particular homeless shelter. The reason for my recommendation to reject this application is as follows: (1) This homeless shelter will have a negative impact on this area of the Central Ward and will destabilize this important neighborhood; (2) This neighborhood cannot withstand the large increase in the number of homeless individuals living at the proposed homeless shelter; (3) The Board of Adjustment record below is lacking and has failed to meet the legal standards required for granting of a variance. Based upon examining the transcript of the hearing, based upon the important testimony of the residents who work and live in that area, I urge all of my Council colleagues to reject the action of

the Board of Adjustment and to deny the variance and the granting of the conditional use," seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Council Member Rice, through the Chair, directed the City Clerk to communicate with Business Administrator Monteilh, requesting that a listing of all permits issued for this variance, dates issued, reason for permit, who was the applicant and who authorized the approval be furnished to the Members of the Municipal Council.

Council Member Martinez, through the Chair, directed the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, Acting Director of Health and Human Services Ruffin and Director of Division of Welfare Highsmith to meet with the Members of the Municipal Council at a future special conference to discuss testimony by Administration at Board of Adjustment application hearings.

Council Member Rice, through the Chair, directed the City Clerk to correspond with Mayor James requesting that he set up a retreat for Council Members to sit down and discuss the problems of the City with him, the Business Administrator, Department Heads and Managers, and how best to attack such problems so that the City can be moved forward at a faster pace.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating 4th Avenue as a one-way street.**

(4th Avenue, Westbound, from Garside Street to Bloomfield Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 6-F-b. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Oliver Street and Van Buren Street.**

(Oliver Street and Van Buren Street:
Stop Signs shall be installed on all approaches.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 6-F-c. The City Clerk read **An ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting left turns on Orange Street at Broad Street.**

(West on Orange Street to South on Broad Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

January 23, 1991

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 6-F-d. The City Clerk read **An ordinance amending Section 23:4-1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, excluding trucks over 4 tons on Somme Street.**

(Somme Street, Entire Length)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 6-F-e. The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Executive Assistant and to abolish the title of Senior Procedural Analyst in the Department of Health and Human Services).**

(Executive Assistant 1 1/1/91 \$39,306.40 - \$47,410.82

(35 Hours)

(Creating title of Executive Assistant and abolishing title of Senior Procedural Analyst, to replace a non-standard title with New Jersey Department of Personnel approved title. Fiscal impact approximately \$5,100. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeases are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 6, 1991.

- 6-F-f. The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Senior Customer Service Representative and to abolish the title of License Examiner in the Department of Land Use Control).**

(Senior Customer 4 1/1/91 \$19,586.47 - \$22,638.76

Service Representative

(35 Hours))

(Creating title of Senior Customer Service Representative and abolishing title of License Examiner to more appropriately describe duties and responsibilities of employees. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Villani, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeases are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 6, 1991.

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6-F-g.

The City Clerk read **An ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 19, Wreckers (new); Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented).**
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 6, 1991.

6-F-h.

The City Clerk read **An ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 17, Used Motor Vehicles Sales Lot, Section 1, Definition and Section 8, Use and Maintenance of premises; of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented.**
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 6, 1991.

6-F-i.

The City Clerk read **An ordinance to amend and supplement Title 8, Public Garages; Chapter 20, Section 1 (c) Definitions of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented).**
(Copy of ordinances and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 6, 1991.

6-F-j.

The City Clerk read **An ordinance approving an amendment to the Urban Renewal Plan for the Central Ward Project N.J.R.-32 (11th Amendment).**
(Generally bounded by Bergen Street on the West, 17th Avenue on the North, Irvine Turner Boulevard on the East and Avon Avenue on the South)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 6, 1991.

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6-F-k.

The City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Herbert Street.**

(Herbert Street - both sides from Avenue L to its terminus)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation)

A motion to adopt the ordinance on first reading was made by Council Member Tucker, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 6, 1991.

A motion to consider Item 8-e on Ordinances on First Reading was made by Council Member Branch, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-l.

The City Clerk read **An ordinance approving the sale of premises commonly known as 529 South 14th Street, Block 332, Lot 25; pursuant to the provisions of N.J.S.A. 40A:12-21(b).**

(Guyton Callahan American Legion Post - \$500.)

(Central Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 6, 1991.

A motion to consider Item 8-h on Ordinances on First Reading was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-m.

The City Clerk read **An ordinance to amend "An ordinance approving the sale of premises commonly known as 457-463 Broadway, Block 619, Lots 1 - 4, pursuant to the provisions of N.J.S.A. 40A:12-21(h)," 6-S & F-i, September 2, 1987, to comply with the requirements of the Housing and Urban Development Department, a Non-Profit Corporation.**

(To provide Project Live with necessary financing for the redevelopment project)

(North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 6, 1991.

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A motion to consider Item 8-b on Ordinances on First Reading was made by Council Member Carrino, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-n.

The City Clerk read An ordinance ratifying and authorizing the execution of a lease agreement between the Redeemer Lutheran Church, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the sum of \$11,556. per year, for a period of twelve (12) months.

(May 1, 1990 to April 30, 1991)

(North Newark Senior Citizen Center)

(North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 6, 1991.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance providing for the acquisition of computer equipment for the Department of Health and Human Services and appropriating \$1,000,000. therefor and authorizing the issuance of \$950,000. bonds or notes of the City for financing the cost and making the down payment for said improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement and purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the City of Newark, County of Essex, New Jersey (hereinafter referred to as the "City"). For the said improvement or purpose stated in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$1,000,000, said sum being inclusive of all appropriations

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heretofore made therefor and including the sum of \$50,000 as the down payment for said improvement or purpose required by Law, N.J.S.A. 40A:2-11, and now available by virtue of a provision in a previously adopted budget of the City and currently available for down payment or capital improvement purposes, as required by the Local Bond Law of New Jersey.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$1,000,000 appropriation not otherwise provided hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$950,000 pursuant to the Local Bond Law (N.J.S.A. 40A:2-1, et seq.).

Section 3. (a) The aggregate sum of an amount not to exceed \$1,000,000 is hereby appropriated by the City for the following project and improvement as described by project number, description of improvement or purpose, authorized amount, method of financing, and amount of bonds or notes authorized:

| <u>Project Number</u> | <u>Capital Purpose</u> | <u>Author- ized Amount</u> | <u>Down Payment Capital Improve- ment Fund and/or Capital Sur- plus Fund</u> | <u>Estimated Maximum Amount of Bonds & Notes</u> |
|---------------------------|---|------------------------------------|--|--|
| 9085 | Acquisition of Computer Equipment, and all improvements, costs and appurtenances related thereto, for the Department of Health and Human Services of the City of Newark | \$1,000,000 | \$ 50,000 | \$ 950,000 |

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$950,000.

(c) The estimated cost of said purpose is \$ 1,000,000 the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$50,000 down payment for said purposes.

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Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose as described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law (N.J.S.A. 40A:2-22), according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance is (each of which shall be undertaken in accordance with a project description, or plans and specifications on file with the City Department of Administration) as follows:

| <u>Project Number</u> | <u>Capital Purpose</u> | <u>Author- ized Amount</u> | <u>Period of Usefulness</u> |
|---------------------------|---|------------------------------------|-------------------------------------|
| 90B5 | Acquisition of Computer Equipment, and all improvements, costs and appurtances related thereto, for the Department of Health and Human Services of the City of Newark | \$1,000,000 | 15 years |

The average period of usefulness of said purpose within the limitations of the Law, N.J.S.A. 40A:2-22, and taking into consideration the amount of the said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by said Law (N.J.S.A. 40A:2-42) has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt

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of the City determined as provided in the Law is increased by this bond ordinance by \$950,000 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) Amounts not exceeding \$50,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Law may be included as part of the costs of said improvement and are included in the foregoing estimate thereof.

Section 5. Each of the bonds authorized herein shall be designated "Qualified Bond (Qualified pursuant to the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq.)" and shall contain a recital that it is issued pursuant to Title 40A of the New Jersey Statutes and is entitled to the benefits of the provisions of the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq. Within ten (10) days after the date of issuance of qualified bonds, the City shall certify to the State Treasurer the name and address of the paying agent, the maturity schedule, interest rate and dates of payment of debt service on such qualified bonds. The bonds must be registered bonds, registered as to both principal and interest, or as consistent with any applicable law in effect as of the date of issuance. The form, date, denomination, interest rate and maturity of the bonds shall be as hereafter determined by resolution of the Municipal Council.

Section 6. The Director of Finance of the City of Newark ("Chief Financial Officer") is hereby authorized to issue temporary notes or loan bonds (hereinafter "notes") of the City. All notes issued hereunder shall mature at such time and bear interest at such rate or rates as may be determined by the Chief Financial Officer; provided that no note shall mature later than one (1) year from its date. Except as to terms or conditions with respect to such notes as may be fixed or required by the Local Finance Board pursuant to N.J.S.A. 40A:3-6, the Chief Financial Officer of the City is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution and said officer's signature upon said

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notes shall be conclusive as to such determination; and all such notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8, N.J.S.A. 40A:2-28 and N.J.S.A. 40A:3-6. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale in such amounts as said officer may determine at not less than par and to deliver them to the purchaser thereof upon receipt of payment of the purchase price, plus accrued interest from their date to the date of delivery thereof and payment therefor. The Chief Financial Officer is authorized and directed to report in writing to the Municipal Council at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 7. The Chief Financial Officer is further authorized to determine the terms of the Bonds, and enter into any contracts or agreements to implement the issuance of the Bonds including agreements for bond insurance, rating agencies, printing, financial advisors, auditors and legal services, which terms and agreements shall be consistent with the Local Bond Law, or other applicable law and consistent with the terms of this ordinance. The Chief Financial Officer is directed to report in writing to the Municipal Council at the meeting next succeeding the entering into said contracts, agreements and determinations pursuant to this ordinance.

Section 8. An application and a certified copy of this ordinance as passed on first reading shall be filed with the Local Finance Board (the "Board") to qualify the bonds pursuant to the Municipal Qualified Bond Act. Upon satisfactory investigation by the Board, the Board may, by resolution, determine that the City is entitled to issue qualified bonds. Within sixty (60) days after the submission of the application and the certified copy of this ordinance, the Board shall cause its consent to be endorsed upon the ordinance authorizing the issuance of the qualified bonds

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if it shall be satisfied, and it shall be recorded by resolution that the City is entitled to issue qualified bonds.

Section 9. Any funds received from the State of New Jersey, or the County of Essex or any of their agencies or any funds received from the United States of America or any of its agencies or from any other source in aid of such purpose, shall be applied to the payment of the cost of such purpose, or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent such funds are so used.

Section 10. It is hereby determined that the period within which the bonds shall mature shall be not more than thirty (30) years and shall be consistent with Section 4(b) hereof.

Section 11. The Capital Budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available for public inspection.

Section 12. The governing body of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking an action in order to preserve the tax-exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

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Section 13. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the City, and unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 14. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 15. This bond ordinance shall take effect twenty (20) days after the first publication thereof, after final adoption, as provided by said Local Bond Law.

[NWK/33]

STATEMENT

Bond Ordinance providing for the acquisition of computer equipments for the Department of Health & Human Services.

A motion to defer action on the ordinance awaiting approval of Debt Statement from Division of Local Government Services was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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6-Ph, S & F-b.

<The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving an amendment to the Urban Renewal Plan and the Feasibility of Relocation for the Lower Clinton Hill Urban Renewal Project N.J.R.-38 (9th Amendment).

WHEREAS, it has heretofore been found and determined by Resolution 7Ru, adopted June 7, 1961, that the project area is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended, and;

WHEREAS, the Municipal Council of the City of Newark Jersey, did approve the original Urban Renewal Plan by Ordinance 6S & FA, adopted December 20, 1961; and

WHEREAS, the Municipal Council of the City of Newark has heretofore by Ordinance 6S & FA, adopted December 20, 1961; Ordinance 6S & Fe, adopted April 7, 1965; Resolution 7RBB, adopted December 7, 1966; Resolution 7RR, adopted November 24, 1970; Resolution 7RCB adopted March 21, 1973; Resolution 7RH, adopted September 5, 1973; Ordinance 6S & FD, adopted June 2, 1982; Ordinance 6S & FF, adopted December 5, 1984 and Ordinance 6S & FB adopted June 7, 1989 approved an Urban Renewal Plan and Amendments thereto for the Lower Clinton Hill Urban Renewal Project (N.J.R-38); and

WHEREAS, the Housing Authority of the City of Newark and the Central Planning Board, of the City of Newark, have considered and approved additional amendments to the Urban Renewal Plan, and said amendments consisting of: (1) a change in ten parcels of lands, scattered throughout the 14 block area, from a land use of "Residential Low Density" to "Public" (Public Housing) and (2) a change of two structures from a designation of a rehabilitation demonstration to one of clearance and redevelopment; and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its recommendations respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the recommendations of the Planning Board; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of the Urban Renewal Projects with financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That it hereby found and determined that the amended Urban Renewal Plan N.J.R-38 for the Lower Clinton Hill Project Area conforms to the general plan of the locality.

SECTION 2. That it is hereby found and determined that the amended Urban Renewal Plan for the area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for the neighborhood improvement with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the Plan.

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SECTION 3. That it is hereby found and determined that the amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the urban renewal of the area by private enterprise.

SECTION 4. That it is hereby found and determined that the objectives of the amended Urban Renewal Plan can not be achieved through rehabilitation of the Project Area.

SECTION 5. That in order to facilitate the implementation of the Urban Renewal Plan for the area it is found and determined that certain official action must be taken by this Body and accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan, and take appropriate action upon proposals and measures designed to effectuate said Plan.

SECTION 6. That the Urban Renewal Plan for the area having been duly reviewed and considered, is hereby approved and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

SECTION 7. That this Ordinance shall take effect upon final passage and publication in accordance with Law.

STATEMENT OF PURPOSE

This ordinance will provide needed amendment to the existing Urban Renewal Plan (which is the Redevelopment Plan for this area), for the purpose of improving the area, consistent with the needs of the area as well as the needs of the community as a whole.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council questioning what the boundaries are and what the plans are for this site.

President Grant indicated that the boundaries are noted on the Agenda and stated that there is no specific development for said project.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Urban Renewal Plan and the Feasibility of Relocation for the Industrial River Urban Renewal Project N.J.R.-121 (11th Amendment).

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WHEREAS, the Municipal Council of the City of Newark, New Jersey, has heretofore, by Resolution 7Raa adopted June 18, 1964; 7Rbf adopted December 1, 1965; 7Rw adopted November 22, 1966; 7Rz adopted April 16, 1969; 7Rbx adopted March 21, 1973; 7Rp adopted February 18, 1976; Ordinance 6S & Fc adopted December 21, 1977; Ordinance 6S & Fc adopted April 1, 1981; Ordinance 6S & FA adopted August 6, 1986; Ordinance 6S & FK adopted September 16, 1987, approved an Urban Renewal Plan and Amendments thereto for the Industrial River Urban Renewal Project (N.J. R-121); and

WHEREAS, the Housing Authority of the City of Newark, on September 20, 1990, and the Central Planning Board of the City of Newark, on February 20, 1990, have considered and approved a further amendment to said Urban Renewal Plan, copies of which are annexed hereto, consisting of the addition of Lot 20 in Block 2025 to the Project Area.

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, it has heretofore been found and determined by Resolution 7Rf adopted on November 6, 1963, that the Project Area is a Blighted Area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title 1, including those prohibiting discrimination because of race, color, creed or national origin; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Redevelopment Plan for the Area;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Urban Renewal Plan as amended, conforms to the general plan of the City of Newark.

Section 2. That the Urban Renewal Plan for the Area having been duly reviewed and considered is hereby approved, and the City Clerk be and is hereby directed to file a copy of the amendments to the Urban Renewal Plan with the minutes of this meeting.

Section 3. That this Ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT OF PURPOSE

This Ordinance will provide needed amendment to the existing Urban Renewal Plan (which is the Redevelopment Plan for this area), as follows:

Lot 20 in City Block 2025 was added to the project area, pursuant to a request by the Newark Director of Development.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Raymond Boulevard.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Raymond Boulevard:
South Side, beginning at the westerly curblin of Mulberry Street and extending 260 feet westerly therefrom.

AND BY ADDING THERETO:

Raymond Boulevard:
South Side, beginning at the easterly curblin of Mulberry Street and extending 260 feet southerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance to the laws of the State of New Jersey.

Section 4. This ordinance does not require approval by the Commissioner of Transportation.

STATEMENT: This ordinance prohibits any person from parking their vehicles on Raymond Boulevard at the curbside space between posted signs bearing the legend "No Parking At Any Time".

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

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6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the City's acceptance of the ten (10) foot park area (Clocktower) bordered by Springfield Avenue and South Orange Avenue from K. Hovnanian Company for dedication as a park; pursuant to N.J.S.A. 40A:12-5(a)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. The CITY OF NEWARK accept a gift of the park area from K. Hovnanian at Newark Urban Renewal Corporation II, Inc., a corporation of the State of New Jersey, having its principal place of business located at 10 Highway 35, P.O. Box 500, Red Bank, New Jersey 07701. The property is more specifically identified as the ten (10) foot stream bordered by Springfield Avenue and South Orange Avenue (Clocktower) located within the Hovnanian Development and officially known as Block 234, Lot 62, on the Official Tax Maps and Tax Duplicate (year 1990), of the CITY OF NEWARK. This conveyance is conducted pursuant to the provisions of N.J.S.A. 40A:12-5(a)(1).

SECTION 2. The property being acquired pursuant to this Ordinance shall be dedicated by the CITY in perpetuity as a park. The responsibility for the construction and maintenance of the improvements located on the property shall be the responsibility of Society Hill at University Heights Condominium Association II, INC. or its assignee, The University Heights Community Building Association, when said entity is created.

SECTION 3. The Director of the Department of Development be and is hereby authorized to accept a Bargain and Sale Deed, free and clear of all encumbrances whatsoever, said Deed to be accepted only after approval of title by the Corporation Counsel.

SECTION 4. The Corporation Counsel is hereby authorized to record the original Deed and to forward said Deed to the Director of Development for filing.

SECTION 5. A copy of the executed Deed shall be placed on file in the Office of the City Clerk.

SECTION 6. This Ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This Ordinance authorizes the CITY's acceptance and dedication of the park area adjacent to the Hovnanian redevelopment project, Society Hill (Clocktower) for utilization as a park.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to grant five (5) years of tax abatement for a commercial improvement erected on premises known as 943-997 Raymond Boulevard, Block 170, Lot 13, on the Official Tax Map (Year 1990) of the City of Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That pursuant to the laws of New Jersey and the Revised Ordinances of the City of Newark (R.O. 10:11-1, et. seq.) the Municipal Council of the City of Newark has approved as in the best interest of the City of Newark an application and agreement with Hartz Enterprise II Urban Renewal Associates, L.P., a New Jersey Limited Partnership for a new commercial improvement consisting of a commercial and retail space at premises commonly known as 943-997 Raymond Boulevard, Block 170, Lot 13, Newark, New Jersey; owned by the applicant and producing \$11,131.11 in taxes for 1990, the year prior to completion of the project.
2. That in consideration of said tax abatement on the new improvement Hartz Enterprise II Urban Renewal Associates, L.P. will pay the City an estimated annual service charge of approximately \$1,347,000.00 15% of annual gross revenues pursuant to N.J.S.A. 54:4-3.101(b). The entity has submitted an architect's certification which estimates the total construction cost as \$88,539,750.00.
3. That the annual service charge on the improvement shall be paid quarterly, together with, and on the same due dates as the taxes on land for said premises 943-997 Raymond Boulevard, Block 170, Lot 13. The applicant, referred to in the accompanying tax abatement agreement as the "Entity" shall from the time the annual service charge on the improvements becomes effective, and on the scheduled quarterly payment dates, pay the City the estimated quarterly service charge of \$336,750.00 until the correct amount due from the applicant is determined by the certified auditors report and the certified construction cost audit report, required to be submitted to the Director of Finance and the City Clerk. After the said auditor's report has been accepted by the City's Director of Finance and within 90 days thereafter the City and the applicant will adjust any over or under payment so made, or needed to be made, for the particular period covered by the auditor's report.
4. That this Ordinance shall take effect upon publication and passage according to law. This tax abatement is further conditioned upon the entity entering into an agreement with the City of Newark same to be executed by the Mayor and approved by the Corporation Counsel. Failure of the entity to execute said Agreement within thirty (30) days of its receipt will terminate this tax abatement.
5. That an executed Agreement authorized by this Ordinance shall be filed with the City Clerk by the Department of Law within sixty (60) days from the date of adoption.
6. That all outstanding taxes, water and sewer charges and advertising costs for publishing this Ordinance shall be paid by Hartz Enterprise II Urban Renewal Associates, L.P. before the Agreement shall be executed by the City and delivered to them. Should the applicant fail to pay any outstanding obligations within thirty (30) days of the passage of this Ordinance, the Tax Assessor is directed to include the properties contained in the project on the tax rolls at their fair market value.

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7. That within thirty (30) days after the execution of the aforementioned tax abatement, there shall be forwarded by the City Clerk a copy of such agreement to the Director of the Division of Local Government Services and the Commissioner of the Department of Labor and Industry, with a copy of this Ordinance.

8. That the tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of issuance of a certificate of occupancy. Said certificate of occupancy shall be submitted to the Division of Special Taxes and Tax Abatement and the Law Department within 30 days from the date of issuance.

9. The applicant shall submit an independent certified construction cost audit within 30 days of completion of the project to the City Clerk and the Director of Finance.

10. That the project when completed will conform with all State laws and Ordinances of the City of Newark relating to its construction and use.

11. That the Affirmative Action Program, now on file in the Office of the City Clerk is declared to be a material condition of the Agreement authorized by this Ordinance.

12. That the applicant shall in the operation of it's said project, comply with N.J.S.A. 54:4-3.103 so that no person shall because of race, religious principles, color, national origin or ancestry be subject to any discrimination.

13. That the applicant shall file an employment report (herein described below), with the City Clerk who shall forthwith after receiving said report send a copy thereof to the Office of Affirmative Action to forthwith investigate the matters contained therein and report its finding to the Municipal Council.

14. The following occurrences are express conditions of the granting of the tax abatement, to be performed by the Hartz Enterprise II Urban Renewal Associates, L.P.:

(a). The entity shall be required to pay full taxes until the annual service charge becomes effective.

(b). The entity shall not, without the prior consent of the Municipal Council of the City of Newark, convey, mortgage or transfer all, or any of the project so as to sever, disconnect or divide the improvements from the lands embraced within the project.

(c). The entity shall be deemed to agree that if the latter operates, controls or manages the project, that it will in good faith assist the City of Newark in its goal of having 50% of all new jobs arising out of the businesses conducted on the project site after the issuance of the certificate of occupancy and during the continuation of the tax abatement, dedicated to Newark residents which 25% of such new employees shall be from minority residents.

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(d). The entity shall concomitantly with the submission of the annual report, attach an employment report under oath with particulars, stating the manner and the extent to which it has complied with 14(c) above. The employment report like the annual report, shall be filed with the Director of Finance and the Manager of the Division of Tax Abatement and Special Taxes and the City Clerk of Newark.

(e) If taxes are due and owing, the entity shall pay all outstanding taxes and all outstanding water and sewer charges.

15. The entity shall submit to the City of Newark's Department of Development or its assigned agent all documentation which it has been required to submit and maintain in accordance with the terms and conditions of the financing provided by the New Jersey Housing Mortgage and Finance Agency, New Jersey Urban Development Corporation, and the New Jersey Department of Community Affairs (DCA) and all other sources of funding received. In the event that the entity fails to submit all documentation in a timely manner, it shall be grounds for the Department of Development to recommend that the Municipal Council take the necessary steps to rescind the entity's tax abatement.

STATEMENT: Legislation approving a 5 year tax abatement for a project located at Block 170, Lot 13.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. DAN O'FLAHERTY, 23 REYNOLDS PLACE, NEWARK, NEW JERSEY.

REVEREND F.D. RANDOLPH, JR., 44 LONGFELLOW AVENUE, NEWARK, NEW JERSEY.

MR. FRANK ARCOLEO, 132 HELLER PARKWAY, NEWARK, NEW JERSEY.

The above-mentioned speakers addressed the Members of the Municipal Council opposing the passage of this ordinance.

No one else appearing, a motion to close the hearing and defer action on the ordinance and directing the City Clerk to place this legislation on a Special Meeting to be called for January 29, 1991 at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Martinez.

At a later time in the meeting after Ordinance 6-Ph, S & F-g, Council Member Martinez requested his vote be changed to the affirmative.

A motion to close the hearing and defer action on the ordinance and directing the City Clerk to place this legislation on a Special Meeting to be called for January 29, 1991 at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving deletion of Lots 33, 37 and 39 in Block 1921; Lots 12, 13, 49, 50 and 51 in Block 1922; and Lots 26, 27, 28, 30, 32 and 34 in Block 1923 from Ordinance 6-S & F-n, dated November 13, 1989.

WHEREAS, the City of Newark designated certain lots to the Housing Authority of the City of Newark for the production of low rent public housing by Ordinance No. 6S&FN dated November 13, 1989 (See attached copy); and

WHEREAS, The Housing Authority has requested that certain lots in the original designation be deleted (See attached letter) from Frank L. Armour.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. Lots 33, 37 and 39 in Block 1921; Lots 12, 13, 49, 50 and 51 in Block 1922; and Lots 26, 27, 28, 30, 32 and 34 in Block 1923 are deleted from Ordinance No. 6S&FN dated November 13, 1989;

Section 2. This Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

STATEMENT

Passage of this ordinance will permit the deletion of certain lots from Ordinance No. 6S&FN dated November 13, 1989.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeases are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend "An ordinance authorizing the Director of the Department of Development to acquire a privately owned property located at 144-46 Springfield Avenue, a/k/a Block 238, Lot 59, within the University Heights Redevelopment Area, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et. seq." Ordinance 6-S & F-o, adopted December 19, 1990, by correcting block number to read Block 233.

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WHEREAS, Ordinance 6S&FO dated December 19, 1990, authorized the Director of the Development to increase the purchase price for property located at 144-146 Springfield Avenue from One Hundred Thousand (\$100,000.00) Dollars to One Hundred Fifty Five Thousand (\$155,000.00) Dollars pursuant to the opinion of the review appraiser.

WHEREAS, the Ordinance contained an error in the recitation of the property's Block and Lot which must be corrected as the Ordinance now reads Block 238, Lot 59 and should have read Block 233, Lot 59.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK NEW JERSEY:

Section 1. That Ordinance 6S&FO dated December 19, 1990 be corrected to reflect Block 233, Lot 59 as the official address for 144-46 Springfield Avenue.

Section 2. All other terms and conditions of the Ordinance remain in effect.

Section 3. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This Ordinance authorizes the correction of Ordinance 6S&FO dated December 19, 1990.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Director of the Department of Engineering of the City of Newark to execute a written agreement granting Riverbank Estates, its heirs, successors and assigns, an easement over a plot of land consisting of approximately 7050 square feet within the City of Newark's owned land, designated as Block 302, Lot 1 on the Tax Map (Year 1988) of the Township of Knowlton, Warren County, New Jersey, and further, granting River Bank Estates, its heirs, successors and assigns, an easement for a right-of-way (33 feet wide) over City of Newark's land, designated as Block 302, Lot 1 on the Tax Map (Year 1988) of the Township of Knowlton, Warren County, New Jersey.

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WHEREAS, the City of Newark is the owner of a strip of land 66 feet wide, formerly the right of way of the New York, Susquehanna and Western Railroad Company, designated in part on the Official Tax Map (year 1988) of the Township of Knowlton, Warren County, New Jersey, as Block 302, Lot 1; and

WHEREAS, Riverbank Estates owns land adjacent to the right of way in said Block 30, Lots 7 and 8 and Block 31, Lot 4, in the Township of Knowlton, which it intends to develop into seven residential building lots and one large recreational parcel in excess of fifteen (15) acres; and

WHEREAS, the Riverbank Estates parcel of land would be otherwise inaccessible to the adjacent public roadway known as Brugler Road were it not for the ability to cross over the above-mentioned former railroad right of way; and

WHEREAS, Riverbank Estates intends to contribute in excess of fifteen (15) acres of the property for use by the Township of Knowlton exclusively for active and passive recreational purposes; and

WHEREAS, the intended recreational parcel is bisected by the Newark-owned former railroad right of way; and

WHEREAS, the Municipal Planning Board of the Township of Knowlton has approved the above-mentioned development plan conditioned upon the City of Newark granting an easement over a small trapezoid of land no greater than 7050 square feet where the proposed access roadway crosses over the former railroad right of way; and

WHEREAS, the Municipal Planning Board of the Township of Knowlton has further approved development which includes the contribution of more than fifteen (15) acres to the Township of Knowlton for recreational purposes, conditioned upon obtaining an easement 33 feet wide across the former railroad right of way in order to access existing Lot 7, such easement to be for the purpose of providing vehicular and pedestrian access to the lot, but not to consist of a permanent roadway of bituminous asphalt, a gravel access drive being sufficient and so authorized; and

WHEREAS, the Riverbank Estates seeks from the City of Newark a written agreement granting to it an easement for a roadway over a plot of land approximately 7050 square feet, such easement to grant back to the City of Newark all subterranean right, title and interest to preserve for the City of Newark its ability in the future, if so desired, to construct a water pipeline or any other underground utility and all necessary appurtenances underneath such right of way, including the right to dig up the surface of the entire right of way for the installation of such water line and all appurtenances thereto; and

WHEREAS, Riverbank Estates further seeks from the City of Newark a written agreement granting it, their heirs, successors and assigns an easement or right of way being 33 feet wide by 66 feet long, more particularly described in said agreement, affording vehicular and pedestrian access across the City of Newark's land onto and from the land owned by Riverbank Estates and intended to be contributed to the Township of Knowlton; and

WHEREAS, the consideration to be received by the City for the easements is a one time charge of One Thousand Five Hundred Dollars (\$1,500.00).

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NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the Director of the Department of Engineering be and is hereby authorized to execute on behalf of the City of Newark a written agreement granting an easement of 7050 square ft. parcel of land in the Township of Knowlton to the Riverbank Estates and same to be approved as to form and legality by the corporation counsel and attested to by the city clerk.

Section 2. That said 7,050 square foot parcel of land is shown on a drawing entitled "Preliminary Subdivision Plan, Riverbank Estates" dated February 2, 1989 and revised July 15, 1989 prepared by Pequest Engineering Company, and which is more fully described in the description entitled "Part of Tax Lot 1, Block 302, Knowlton Township" dated May 1, 1990 prepared by Pequest Engineering Company, which drawing and description are hereby attached and made a part hereof.

Section 3. That permission is hereby granted to Riverbank Estates, its successors and assigns, to use and maintain for pedestrian and vehicular traffic within a 33 foot wide by 66 foot long easement area on block 302 lot 1 in the Township of Knowlton, as shown on a drawing entitled "Tax Lot 7 and 8, Block 30, Tax Lot 4 Block 31 and Lot 29, Block 29 situated in Knowlton Township" dated May 2, 1990 prepared by Pequest Engineering Company, and more fully described in the description entitled "Thirty-Three Foot Wide Access Easement, Knowlton Township" dated May 1, 1990 prepared by Pequest Engineering Company, which drawing and description are hereby attached and made a part hereof.

Section 4. That Riverbank Estates shall pay to the City of Newark within sixty (60) days of the adoption of this ordinance for the easement reservation of the 7,050 square foot parcel of land and for the 33 foot wide by 66 foot long easement making a total due of One Thousand Five Hundred Dollars (\$1,500.00).

Section 5. That such permission be and is hereby given upon the condition and provision that the Riverbank Estates, its successors and assigns, not only shall indemnify and save harmless the City of Newark, its officers, agents and servants, from any claims whatsoever arising from or in any way connected with the granting or use of the 7,050 square foot easement and 33 foot wide by 66 foot long easement in block 302 lot 1 in the Township of Knowlton, but shall agree to assume on behalf of the City of Newark defense of any action at law or injury which may be brought against the City upon such claims or from claims arising during the existence of said easement.

Section 6. In addition to the indemnity agreement aforesaid the Riverbank Estates, its successors and assigns, shall at its own cost and expense procure and keep in full force and effect paid-up policies for comprehensive general liability insurance in favor of the City of Newark, in the amount of at least \$2,000,000.00 for injury to any one person and \$5,000,000.00 to more than one person arising out of any one accident, and property damage insurance insuring the City of Newark as its interest may appear against any and all claims for damage to property of others to the extent of \$250,000.00 said policies to be approved by the Corporation Counsel and proof of said insurance coverage to be filed with the City Clerk. The City of Newark, through the Office of the Corporation Counsel, shall periodically review the amount of liability insurance required under this agreement and shall have the right to increase the amount of insurance deemed by the City to be in the best interest of the City.

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Section 7. That such permission be and is hereby given upon the further condition that in the use of the 7,050 square foot easement and the 33 foot wide by 66 foot long easement the Riverbank Estates, its successors and assigns, shall become subject to any Ordinance or Resolution now or hereafter adopted by the City of Newark that may apply to the 7,050 square foot easement and the 33 foot wide by 66 foot long easement and that the Riverbank Estates, its successors and assigns, shall become liable for the payment of any fee hereafter imposed by the City of Newark by such Ordinance or Resolution.

Section 8. That such permission be and is hereby given upon the condition that the Riverbank Estates, shall file with the City of Newark its written acceptance of the provisions of this Ordinance within thirty (30) days from the date on which it takes effect and shall pay on demand of the City of Newark the amount and cost and expense to the City of Newark for all official publication of this Ordinance.

Section 9. That the Riverbank Estates, its successors and assigns, shall be responsible for the repair of and/or damage to the roadway utility lines or any surface or subsurface installation, etc., arising from the construction, installation, or maintenance of the 7,050 square foot easement and the 33 foot wide by 66 foot long easement areas.

Section 10. That such permission is granted subject to all State Laws and City Ordinances governing the 7,050 square foot easement and the aforesaid 33 foot wide by 66 foot long easement, and its maintenance.

Section 11. That in the event that the area covered within the aforesaid 7,050 square foot easement and the 33 foot wide by 66 foot long easement are no longer used, or used for a purpose other than for the original intent by either the Riverbank Estates, or its successors or assigns in title, the City of Newark shall be so notified, and it shall have the right to terminate the 7,050 square foot easement and the 33 foot wide by 66 foot long easement and upon such termination all rights shall revert to the City of Newark. Upon the cessation of use of the aforesaid 7,050 square foot easement and the 33 foot wide by 66 foot long easement the areas shall be returned to its original condition with the approval of the Director of the Department of Engineering. All costs for returning the area to its original condition shall be borne by the Riverbank Estates, or its successors or assigns in title to the properties joined by the aforesaid 7,050 square foot easement and the 33 foot wide by 66 foot long easement.

Section 12. That so long as the areas covered by the 7,050 square foot easement and the 33 foot wide by 66 foot long easement remains in existence, the obligation and performances hereunder shall run with the land and shall be binding upon the Riverbank Estates, and upon all subsequent owners of the properties connected by the 7,050 square foot easement and the 33 foot wide by 66 foot long easement.

Section 13. That the Riverbank Estates and subject to the approval of the City of Newark Corporation Counsel, shall place an instrument on record in the Warren County Register's Office giving notice of the existence of the easements created by this Ordinance. This instrument shall be executed on behalf of the City of Newark by the Director of Engineering and attested to by the City Clerk who shall affix the Seal thereto. The City shall record this instrument at the cost of the Riverbank Estates, who shall pay all such costs upon request from the City of Newark.

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Section 14. This Ordinance shall take effect upon promulgation and passage in accordance with law.

STATEMENT

This Ordinance grants an easement over a 7,050 square foot parcel of land and grants a 33 foot wide by 66 foot long easement to Riverbank Estates within block 302 lot 1 in the Township of Knowlton.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

HEARINGS OF CITIZENS.

6-HC-a. REVEREND F.D. RANDOLPH, JR., 44 LONGFELLOW AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the importance of practicing anti-theft measures for protecting your car. The speaker felt that by using devices such as "The Club", the police can then spend more time on the streets fighting crime and saving tax dollars for the residents in this City.

6-HC-b. MS. ADRIENNE MC GAHEE, SECOND STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to decreasing crime in her neighborhood and felt that residents of Newark should receive fair share of protection. The speaker requested support of the Members of the Council and the Administration.

Council Member Rice expressed his concerns on this matter and stated that the Municipal Council and Administration should work collectively so that this matter can be dealt with properly. On another matter, Council Member Rice stated that the West Ward is not satisfied with the sanitation contract in their ward, and respectfully requested that the Council review this contract and allow City sanitation workers to work there instead.

Council Member Rice, through the Chair, directed the City Clerk to communicate with Business Administrator Monteilh with respect to the concerns previously raised by the residents in the area, and respectfully requests that this list be reviewed and replies be submitted for those concerns not previously handled.

6-HC-c. MR. DAN O'FLAHERTY, 23 REYNOLDS PLACE, NEWARK, NEW JERSEY.

6-HC-g. MR. FRANK ARCOLEO, 132 HELLER PARKWAY, NEWARK, NEW JERSEY.

The above speakers addressed the Members of the Municipal Council with respect to tax abatements.

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6-HC-d. MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council congratulating them for making a moral decision regarding item 4-A-1. The speaker urged the Council to establish an Office for the Homeless and provide jobs for the same in the City of Newark.

6-HC-e. MS. CAROLYN WHITLEY, 195 WEST MARKET STREET, NEWARK, NEW JERSEY.

6-HC-f. MS. MARYAM BEY, 247 WEST MARKET STREET, NEWARK, NEW JERSEY.

The above speakers addressed the Members of the Municipal Council requesting support of the Quality Educational Act.

(For action on this item, see Motion 7-M-d, on page 41 in the minutes of this meeting.)

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. Resolution amending the 1990 Capital Budget by providing an appropriation for the acquisition of computer equipment for the Department of Health and Human Services in the total amount of \$1,000,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-b. Resolution authorizing the Director of Finance of the City to apply to the Local Finance Board for qualification of bonds to be issued pursuant to an ordinance entitled: "Bond ordinance providing for the acquisition of computer equipment for the Department of Health and Human Services and appropriating \$1,000,000. therefor and authorizing the issuance of \$950,000. bonds or notes of the City for financing the cost and making the down payment for said improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey," in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et. seq.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-c. Resolution authorizing Corporation Counsel to enter into contract with the Housing Authority of the City of Newark to refinance 26 properties listed on Exhibit "A", at a rate of \$300. per parcel. (Properties conveyed to the Housing Authority for low income housing project)

(Various properties on Littleton and Sherman Avenues, Fifth, North 12th, North 13th, Miller, Brunswick, Astor, Emmet, Murray, Parkhurst, and Thomas Streets)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-d. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule "A", upon receipt of all documents deemed appropriate.

(In accordance with ordinance)
(39-53 Rome Street, 23-37 Rome Street, 268-302 South Street)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-e. Resolution authorizing Director of Development to execute Bargain and Sale Deeds for properties sold at Public Auction held on December 27, 1990, listed on Exhibits A and B, for sum of \$1,207,146., to highest bidders pursuant to Resolution 7-R-cq (A.S.) adopted December 7, 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-f. Resolution amending Resolution 7-R-bi, July 11, 1990, contract with the Salvation Army/Boys' & Girls' Club and Senior Center Inc., a New Jersey Non-Profit Corporation, for purpose of rehabilitating 11 Providence Street and 138 Clifford Street to use as Community Center for low and moderate income residents, by allowing them to expend original \$45,000. FY XV of which no funds were expended and the balance of \$21,204.22 FY XIV of which remains \$9,222.80 totalling \$54,222.80 and extending contract for period November 1, 1990 through November 30, 1991; does not require additional funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-g. Resolution authorizing Director of Development to execute Escrow Agreement, upon approval by Corporation Counsel, with Council on Affordable Housing to place housing payments from Town of East Hanover into an escrow account at First Fidelity Bank of Newark; funds shall be used for construction and/or rehabilitation of 65 units of low and moderate income housing as set forth in Regional Contribution Agreement (RCA) at cost of \$20,000. per unit or total cost of \$1,300,000.

(K. Hovnanian-Society Hill, Site C, 21 Condominium units, Central Ward; Newark Apartment Improvement Program, 4 rental units, South Ward; Tiffany Manor, 26 Low Income rental units, North Ward; Upper University Heights, 12 Condominium units, Central Ward; West Side Heights, 2 rental apartments, West Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-h. Resolution authorizing Mayor and Director of Engineering to execute contract with Dresdner, Robin and Associates, 43 Montgomery Street, Jersey City, New Jersey 07302, for additional professional environmental services required at Ironbound Pool site, for total sum of \$150,000., project will not exceed one year from date of Council approval. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-i.

Resolution confirming action taken by Mayor and Director of Engineering to secure services of 5 contractors, pursuant to N.J.S.A. 40A:11-6; further authorizing Mayor and Director of Engineering to execute contracts with Environmental Health Inspections Commercial Inc., 1200 U.S. Highway 9, Lakewood, N.J., 08701 - \$75,000.; Inland Pollution Services, Inc., 640 Garden Street, Elizabeth, N.J. 07202 - \$47,000.; Mercury Refining Co., Inc., 790 Watervliet-Shaker Rd., Latham, N.Y. 12110 - \$52,000.; United Environmental Services, Inc., P.O. Box 524, Chester, N.J. 07930 - \$15,000.; Nappi Trucking Corp., P.O. Box 510, Matawan, N.J. 07747 - \$1,500., for Cleanup of Phase II Mercury Contamination in accordance with N.J.D.E.P. Remediation Plan at Pequannock Aqueducts in West Milford Township; funds available in 1990 Operating Budget of Division of Water/Sewer Utility.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-j.

Resolution amending Resolution 7-R-e, January 6, 1988, contract with Elson T. Killam Associates, Inc., for professional services for rehabilitation and improvements to Cedar Grove Reservoir Complex, Belleville Reservoir Complex, Valley Road Rechlorination Station and Pequannock #2 Aqueduct and preparation of engineering data and supervision of construction for fee not to exceed \$1,110,000., by changing regulations by the New Jersey Department of Environmental Protection regarding the Toxic Catastrophe Prevention Act requiring additional engineering design and supervision of construction, at no net increase in the overall fee under the existing agreement.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-k.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to submit application to County of Essex, Department of Citizen Services, Division on Aging, for necessary funds to continue the Newark Nutrition Project for the Elderly, for period January 1, 1991 to December 31, 1991, total estimated budget is \$1,466,882., Essex County Department of Citizen Services Grant Award Request-\$1,165,718., 1989 Carry-Over (Estimated)-\$20,000., Project Income (Estimated)-\$95,000., In-Kind Contributions (Estimated)-\$186,164.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-l.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Delores C. Gayle, M.D., for provision of medical services to the Flu Vaccine Program, for period October 2, 1990 to October 31, 1990; maximum amount of contract shall not exceed \$2,000.; salary to be paid from Department of Health and Human Services, Division of Community Health. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-m.** Resolution amending Resolution 7-R-bm, November 7, 1990, accepting funds from New Jersey State Department of Health, in amount of \$4,453., for period October 1, 1990 to October 31, 1990, for provision of AIDS Education/Prevention activities in City of Newark, by extending grant agreement for period November 1, 1990 through February 28, 1991, and to accept additional funds in amount of \$16,122., for total amount of \$20,575.; all other provisions to remain the same.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-n.** Resolution authorizing Director of Finance to pay sum of \$9,800. to Rafael Ramirez; \$100. to Sall Myers Medical Group, Dr. Peter Crane; \$100. to Sall Myers Medical Group, Dr. Shaw; \$2,500. to petitioner's attorney, Donald Werner, 24 Commerce Street, Room 1430, Newark, New Jersey 07102, totalling \$12,500., filed claim in Workers' Compensation Court, Rafael Ramirez while employed as Newark Police Officer sustained personal injuries as result of work related incident.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-o.** Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Antonio Afonso and Kay Prevelianakas, refund of fence deposit paid at time of closing, for purchase of City-owned property known as 184 North 12th Street, Block 1940, Lot 5. (Purchaser has complied with conditions of sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-p.** Resolution authorizing Director of Finance to cancel \$1,128.46, outstanding water/sewer charges, liens, interest and penalties on property known as 85 Oraton Street, Block 0677, Lot 045, Account No. 13-631-0300-00; which the City of Newark has foreclosed pursuant to In Rem Foreclosure.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-q.** Resolution authorizing Director of Finance to cancel \$6,819.24, outstanding water/sewer charges, liens, interest and penalties on properties known as 79 Farley Avenue, Block 3002, Lot 015, \$2,011.40; 81 Farley Avenue, Block 3002, Lot 015, \$1,567.69; 260 Seymour Avenue, Block 3587, Lot 021, \$2,896.48; 51 Chester Avenue, Block 0677, Lot 037, \$343.67; which the City of Newark has foreclosed pursuant to In Rem Foreclosure.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-r. Resolution granting tax exemption on improvement on property 205 Wright Street, Block 1179, Lot 11, owned by Ning NG Kwok and Yi Yuen, for period commencing January 1, 1991 and terminating December 31, 1995; pursuant to Revised Ordinances of the City of Newark, New Jersey, 1966, 10:11-1 et. seq, as amended and supplemented.**
(Central Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-s-1. Resolution recognizing and commending Newark's Arts High School Girls 1990 Cross-Country Track Team.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-s-2. Resolution recognizing and commending 1990 Shabazz High School Varsity Football Team.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-s-3. Resolution recognizing and commending Newark Police Officers Philip Litterio and Kimberly Brown for their outstanding contributions to the Newark Police Department.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-t. Resolution authorizing City Treasurer to issue check in amount of \$150. to Jose and Maria Santos, 200 Malvern Street, Newark, New Jersey, for Certificate of Occupancy applied for in error.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-u. Resolution rescinding Tax Abatement of Harold Harris (Owner of Condominium Unit in a Clinton Plaza Urban Renewal Project), 111 Mulberry Street, Unit CA36, Block 147.01, Lot 3.07; the Entity has failed to make payment of the annual service charge in the amount of \$3,280.43 plus interest and penalties as required by its Financial Agreement with City of Newark, authorized by Resolution 7-R-a (S), October 7, 1986, unless said entity pays outstanding balance within 30 days.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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7-R-v.

Resolution rescinding Tax Abatement of Jacques Avant (Owner of Condominium Unit in a Clinton Plaza Urban Renewal Project), 111 Mulberry Street, Unit CA5N, Block 147.01, Lot 5.14; the Entity has failed to make payment of the annual service charge in the amount of \$3,504. plus interest and penalties as required by its Financial Agreement with City of Newark, authorized by Resolution 7-R-a (S), October 7, 1986.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-w.

Resolution rescinding Tax Abatement of Gregory Thomas (Owner of Condominium Unit in a Clinton Plaza Urban Renewal Project), 111 Mulberry Street, Unit CA5L, Block 147.01, Lot 5.12; the Entity has failed to make payment of the annual service charge in the amount of \$5,081. plus interest and penalties as required by its Financial Agreement with City of Newark, authorized by Resolution 7-R-a (S), October 7, 1986.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-x.

Resolution rescinding Tax Abatement of Ademir DeSouza (Owner of Condominium Unit in a Clinton Plaza Urban Renewal Project), 111 Mulberry Street, Unit CA4I, Block 147.01, Lot 4.09; the Entity has failed to make payment of the annual service charge in the amount of \$4,338.35 plus interest and penalties as required by its Financial Agreement with City of Newark, authorized by Resolution 7-R-a (S), October 7, 1986.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-y.

Resolution rescinding Tax Abatement of Chiefs Partners, Ltd. (Owner of Condominium Unit in a Clinton Plaza Urban Renewal Project), 111 Mulberry Street, Unit CA9B, Block 147.01, Lot 9.02; the Entity has failed to make payment of the annual service charge in the amount of \$1,790.54 plus interest and penalties as required by its Financial Agreement with City of Newark, authorized by Resolution 7-R-a (S), October 7, 1986.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-z.

Resolution rescinding Tax Abatement of Ric 4 Dean Crew, A Partnership (Owner of Condominium Unit in a Clinton Plaza Urban Renewal Project), 111 Mulberry Street, Unit CA5K, Block 147.01, Lot 5.11; the Entity has failed to make payment of the annual service charge in the amount of \$1,598.48 plus interest and penalties as required by its Financial Agreement with City of Newark, authorized by Resolution 7-R-a (S), October 7, 1986.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ba. Resolution rescinding Tax Abatement of Arlene Woodbury (Owner of Condominium Unit in a Clinton Plaza Urban Renewal Project), 111 Mulberry Street, Unit CA10A, Block 147.01, Lot 10.01; the Entity has failed to make payment of the annual service charge in the amount of \$14,605.08 plus interest and penalties as required by its Financial Agreement with City of Newark, authorized by Resolution 7-R-a (S), October 7, 1986, unless said entity pays outstanding balance within 30 days.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bb. Resolution approving Tax Abatement and Financial Agreement for Hartz Raymond Boulevard Urban Renewal, L.P., for construction, maintenance and operation of commercial condominium project (air rights) at 975-981, 983-993 and 995-997 Raymond Boulevard, and 53 Commercial Street (Block 169, Lots 39, 47, 50 and 52) granting exemption from taxation on improvements for period of 15 years from date of issuance of Certificate of Occupancy; pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file a petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.

(Formula - 2% of total project cost)

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this item, see pages 1 & 2 in the minutes of this meeting.)

- 7-R-bc. Resolution approving Tax Abatement Application and Financial Agreement for United Plaza Urban Renewal Corp. for rehabilitation of an existing industrial structure to house commercial offices and a truck terminal engaged in moving cargo for local distribution on premises known as 275-329 South Street, Block 1145, Lot 1 and 361 Thomas Street, Block 1146, Lot 32; granting exemption from taxation on improvements for period of 15 years from date of issuance of Certificate of Occupancy; pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file a petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.

(Formula - 15% of annual gross revenues, however, since the minimum annual service charge is higher than the formula amount the entity must pay the minimum)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for January 29, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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7-R-bd.
(A.S.)

Resolution amending Resolution 7-R-bu (A.S.), November 19, 1990, "Resolution authorizing reforeclosure of 44 properties by summary proceedings, in Rem, as provided by In Rem Tax Foreclosure Act (1948), R.S. 54:5-104-29, et seq. and to obtain marketable title for sale of 24 properties to the Housing Authority of the City of Newark and for purpose of placing remaining 20 properties on City's auction list," by authorizing the reforeclosure of 30 properties rather than 44 properties.

(Review of title searches revealed that only 30 properties required re-foreclosure)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-be.
(A.S.)

Resolution declaring an emergency exists as to an "Ordinance to amend 'An ordinance authorizing the Director of the Department of Development to acquire a privately owned property located at 144-146 Springfield Avenue, a/k/a Block 238, Lot 59, within the University Heights Redevelopment Area, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et. seq.' Ordinance 6-S & F-o, adopted December 19, 1990, by correcting block number to read Block 233," Ordinance 6-Ph, S & F-h, being finally adopted January 23, 1991 and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bf.
(A.S.)

Resolution authorizing Mayor to accept approval letter from New Jersey Division of Local Government Services which allows for utilization by City of FY 1991 Supplemental Safe Neighborhoods Program funds in amount of \$640,264., City to contribute \$40,145. in locally generated funds to make up the difference between the State grant and the \$680,409. budget, to maintain twenty-five patrol officers in the Supplemental Safe Neighborhoods Program. (FY 1991 (July 1, 1990 - December 31, 1990)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bg.
(A.S.)

Resolution approving Constable Bond in the amount of \$1,000. issued to Noel J. Hicks, Jr., as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bh.
(A.S.)

Resolution approving Constable Bond in the amount of \$1,000. issued to Ernette E. Pinkston, as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-bi-1. Resolution recognizing and commending the Ironbound Ambulance Squad on the occasion of its 39th Annual Installation of Officers held January 19, 1991.**
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bi-2. Resolution recognizing and commending Sister Jeanette De Sena.**
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bi-3. Resolution recognizing and commending Mr. Paul Hausser, resident of Chatham Township, on the esteem occasion of his retirement after many years of meritorious service to the County of Essex.**
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bi-4. Resolution recognizing and commending Richard Crite, Robert Brown, Hassan Shariah and Douglas Kornegay, employees of the Newark Recycling Program for their exemplary service to the City of Newark.**
(A.S.)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bi-5. Resolution recognizing and commending Ms. Millicent Dickerson Greenaway, Principal and founder of the Aunt Millie's Childrens Learning Center, Inc. of Newark, on the distinguished occasion of being selected to the prestigious "Who's Who Among America's Teachers."**
(A.S.)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bi-6. Resolution recognizing and commending Lieutenant James E. Gaven, Jr. on his retirement with the Newark Police Department.**
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bi-7. Resolution recognizing and commending Police Officers Robert Emer, Nicholas Lordi, Joseph Accaria, Paul Pikul and William Caufield on their retirement with the Newark Police Department.**
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bi-8. Resolution recognizing and commending Providence Missionary Baptist Church on their 70th anniversary.**
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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7-R-bi-9. Resolution honoring Patricia Ann Garcia in celebration of her thirty-second birthday.
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bj. Resolution authorizing Mayor and Director of Engineering to execute contract with Dresdner, Robin and Associates, 43 Montgomery Street, Jersey City, New Jersey 07302, for performance of Professional Environmental Services at Jackson Street Bridge site, for total sum of \$54,400., project should be completed within 90 days of notice to proceed. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))
(A.S.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bk. Resolution supporting the safe return of U.S. Military Troops deployed in the Persian Gulf as part of Operation Desert Storm and further urging residents of Newark to demonstrate their unwavering concern on our troops by donning yellow ribbons or placing the same in high visibility locations.
(A.S.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bl. Temporary emergency resolution appropriating \$2,500., Department of Health and Human Services, Division of Welfare-Overtime; said funds shall be provided in 1991 budget.
(A.S.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bm. Temporary emergency resolution appropriating \$400,000., Department of Water/Sewer Utility - Water Utility, Services by Contract or Agreement-\$125,000, Materials and Supplies-\$275,000.; said funds shall be provided in 1991 budget. (For New Pequannock Filtration Facilities)
(A.S.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bn. Temporary emergency resolution appropriating \$100,000., Unclassified Operations, Miscellaneous, Employee Reimbursement for Dental Care; said funds shall be provided in 1991 budget.
(A.S.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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7-R-bo.
(A.S.)

Temporary emergency resolution appropriating \$50,000., Department of Health and Human Services, Division of Environmental Health, Dog Control; said funds shall be provided in 1991 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bp.
(A.S.)

Temporary emergency resolution appropriating \$10,000., Department of Land Use Control, Division of Assessments, Services by Contract or Agreement, Other Professional Services-\$10,000.; said funds shall be provided in 1991 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bq.
(A.S.)

Resolution authorizing Director of Development to execute contract and Bargain and Sale Deed conveying Block 3067, Lots 1, 2, 3, 7, 10, 11, 12, 15, 16, 20, 26, 27 and 19 to Marob Development Corporation for development of affordable housing for \$139,800.; further, authorizing Director of Finance to receive proceeds of sale and deposit same in Redevelopment Trust Account.

(524, 522, 520, 510-512 Hawthorne Avenue; 20 Wainwright Street; 111-115, 121 Leslie Street; 221-235 Nye Avenue)

(South Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-br.
(A.S.)

Resolution requesting permission of Division of Local Government Services to dedicate revenues in amount not to exceed \$400,000. from Housing Authority and Board of Education of City of Newark; further, authorizing establishment of Affirmative Action Trust Fund, for purpose of receiving monetary contributions to assist in affirmative action study; expenditure and utilization of trust revenues shall be determined by Corporation Counsel in conjunction with Affirmative Action Investigative Committee; said trust fund shall be created immediately and shall expire one (1) year thereafter provided, however, Corporation Counsel shall have authority to extend term of fund for additional one (1) year periods, if necessary; in accordance with provisions of Local Budget Law N.J.S.A. 40A:4-87.

(Copy of resolution and correspondence submitted to each Member of the Council)

Council Member Tucker, through the Chair, directed the City Clerk to communicate with the Port Authority asking them to contribute \$60,000 to the Affirmative Action Trust Fund.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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**7-R-bs.
(A.S.)** Resolution ratifying and authorizing the Mayor and Acting Director of Health and Human Services to enter into and execute contract with The Center Inc., for provision of Day Care Services, for period September 1, 1990 through August 30, 1991, in amount of \$30,000. (Contract awarded without competitive bidding as a "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law in accordance with N.J.S.A. 40A:11-5(1)(a)(ii)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-bt.
(A.S.)** Resolution authorizing external transfer of reserve funds from Office of City Clerk and Municipal Council, Office of City Clerk, Personnel Services, Salaries and Wages-\$25,000., to Department of Health and Human Services, Division of Recreation and Cultural Affairs, Other Expenses, Services by Contract or Agreement-\$25,000.; pursuant to N.J.S.A. 40A:4-59.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-bu.
(A.S.)** Resolution authorizing external transfer of reserve funds from Office of City Clerk and Municipal Council, Office of City Clerk, Personnel Services, Salaries and Wages-\$6,700., to Office of City Clerk and Municipal Council, Municipal Council, Personnel Services, Salaries and Wages-\$6,700.; pursuant to N.J.S.A. 40A:4-59.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-bv.
(A.S.)** Resolution authorizing the Mayor and Business Administrator to enter into agreement with HUD to receive and expend Special Projects Program funds in amount of \$1,166,000., for open public spaces component of the N.J. Performing Arts Center.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-bw.
(A.S.)** Resolution authorizing Director of Finance to refund interest erroneously paid by Kislak Mortgage Company, in amount of \$9,266.78, for year-end 1985 which reflected overpayments on certain block and lots; to be paid from Account #011-BS-4980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-bx.
(A.S.)** Resolution authorizing external transfer of reserve funds from Department of General Services, Division of Motors, Personnel Services-\$4,427., Other Pay-\$8,170., Materials and Supplies-\$59,618., Equipment-\$2,085., Miscellaneous-\$1,450.; totalling \$75,750. to Services by Contract or Agreement-\$75,750.; pursuant to N.J.S.A. 40A:4-59. (To provide funds for vehicular repair and maintenance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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**7-R-by.
(A.S.)** Resolution requesting the Administration to seriously consider selecting Metropolitan Life and affiliated companies as a provider of life insurance as well as other financial investment opportunities for employees of the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-bz.
(A.S.)** Resolution amending Resolution 7-R-ce-3 (A.S.), December 19, 1990, "Resolution establishing a five-step salary range for the position title of Office Services Manager in the Office of the City Clerk (replaces existing flat salary range)," by making the provisions retroactive to be effective January 1, 1990.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Motions.

7-M-a. A MOTION, SPONSORED BY NEWARK MUNICIPAL COUNCIL PRESIDENT RALPH T. GRANT, JR. - FULLY SUPPORTIVE OF RESOLUTION ACR 85, OF WHICH NEW JERSEY VOTERS WOULD BE ASKED TO APPROVE AS A CONSTITUTIONAL AMENDMENT, EXPANDING THE RIGHTS OF CRIME VICTIMS TO BE INFORMED OF CRIMINAL JUSTICE PROCEEDINGS AND TO TESTIFY (IMPACT OF CRIME UPON THEM) AND MAKE STATEMENTS was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-M-b. A MOTION, SPONSORED BY NEWARK MUNICIPAL COUNCIL PRESIDENT RALPH T. GRANT, JR. - ENDORSING AND SUPPORTING SENATE BILL 2946 WHICH WOULD REQUIRE LANDLORDS TO LOWER RENTS EQUAL TO ANY PROPERTY TAX REDUCTIONS THEY MAY RECEIVE was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-M-c. A MOTION, SPONSORED BY NEWARK MUNICIPAL COUNCIL PRESIDENT RALPH T. GRANT, JR. - URGING PRESIDENT BUSH TO CANCEL A PLANNED FEBRUARY SUMMIT MEETING WITH SOVIET PRESIDENT GORBACHEV, AS WELL AS TERMINATE ONE BILLION DOLLARS IN AGRICULTURAL CREDITS EXTENDED TO THE SOVIET UNION IN NOVEMBER, DUE TO THE SOVIET UNION'S "BRUTAL OPPRESSION" AGAINST ITS BALTIC REPUBLICS was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-d. **A MOTION STRONGLY DETESTING ANY CURRENT OR FUTURE BUDGETARY CUTS OF THE NEWARK BOARD OF EDUCATION** was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-e. **A MOTION, SPONSORED BY NEWARK MUNICIPAL COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. FLOYD WILSON SAVAGE OF NEWARK** was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-f. **A MOTION, SPONSORED BY NEWARK MUNICIPAL COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LUCILLE LEE OF NEWARK** was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-g. **A MOTION, SPONSORED BY NEWARK MUNICIPAL COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LAURENCE P. PROCTOR OF NEWARK** was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-h. **A MOTION, SPONSORED BY NEWARK MUNICIPAL COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. PAULA S. O'MARA LYNCH** was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-i. **A MOTION, SPONSORED BY NEWARK MUNICIPAL COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LEOCADIA JIMENEZ OF NEWARK** was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-j. **A MOTION, SPONSORED BY NEWARK MUNICIPAL COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LUGENIA PADGETT** was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-k. **A MOTION, SPONSORED BY NEWARK MUNICIPAL COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. TRACY SALAAM TRANICK OF NEWARK** was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-l. A MOTION, SPONSORED BY NEWARK MUNICIPAL COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DONALD EDWARD THOMPSON OF NEWARK** was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-m. A MOTION, SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ESTHERMARIE GERHARD OF NEWARK, A RETIRED NEWARK PUBLIC SCHOOL TEACHER** was made by Council Member Harris, seconded by President Grant and declared adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-n. A MOTION, SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DANIEL STUBBS OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-o. A MOTION, SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARGUERITE L. BRYANT OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-p. A MOTION, SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LEONARD HATCHER OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-q. A MOTION, SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. NIMROD REED OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-r. A MOTION, SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. DONNA CAPANZAR ALBERTA OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-s. A MOTION, SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. JEANETTE ALLEN OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-t. A MOTION, SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LADONNA CLOVER OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-u.** A MOTION COMMENDING THE SAMUEL I. NEWHOUSE FOUNDATION FOR PLEDGING \$3 MILLION DONATION FOR THE PROPOSED NEWARK PERFORMING ARTS CENTER was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-v.** A MOTION OPPOSING SENATE BILL NUMBER S-3230 AND S-3231 WHICH LOWERS THE FUNDING FOR THE NEWARK BOARD OF EDUCATION UNDER THE QUALITY EDUCATION ACT was made by Council Member Tucker, seconded by Council Member Bradley and failed of adoption by the following votes:
Yes: Council Members Bradley, Harris, Tucker.
No: Council Member Rice.
Not Voting: Council Members Carrino, Martinez, Villani, President Grant.
Absent During Roll Call: Council Member Branch.

(A lengthy discussion was held by the Members of the Municipal Council)
- A MOTION OPPOSING SENATE BILL NUMBER S-3230 AND S-3231 WHICH LOWERS THE FUNDING FOR THE NEWARK BOARD OF EDUCATION UNDER THE QUALITY EDUCATION ACT was made by Council Member Tucker, seconded by Council Member Bradley.

No Roll Call taken.
- 7-M-w.** A MOTION STRONGLY DETESTING ANY CURRENT OR FUTURE BUDGETARY CUTS OF THE NEWARK BOARD OF EDUCATION was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-x.** A MOTION EXPRESSING SINCERE BEST WISHES FOR A QUICK RECOVERY TO REVEREND BENJAMIN JOHNSON was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-y.** A MOTION EXPRESSING SINCERE BEST WISHES FOR A QUICK RECOVERY TO MR. ERNEST STAPLETON was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-z.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. INEZ JACOBS was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-ba.** A MOTION RESPECTFULLY REQUESTING THAT THE ADMINISTRATION REFRAIN FROM ENDORSING TAX ABATEMENT APPLICATIONS FOR COMMERCIAL DEVELOPMENT PROJECTS BASED ON THE TWO PERCENT (2%) TOTAL PROJECT COST FORMULA was made by Council Member Harris seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bb.** A MOTION REQUESTING NEW JERSEY TRANSIT TO SERIOUSLY CONSIDER EXTENDING ITS HALF PRICE BUS FARE FOR SENIOR CITIZENS TO A 24-HOUR BASIS was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-bc. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. ELAINE ROBINSON-TAYLOR** was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bd. **A MOTION DIRECTING THE CITY CLERK TO INVITE SUPERINTENDENT OF SCHOOLS AND THE MEMBERS OF THE BOARD OF EDUCATION TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS SECURITY IN THE SCHOOLS** was made by Council Member Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-be. **A MOTION DIRECTING THE CITY CLERK TO INVITE POLICE DIRECTOR COLEMAN TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS THE FEASIBILITY OF ASSIGNING A TELEPHONE NUMBER WHERE RESIDENTS CAN CALL IN AND REPORT DRUG DEALERS** was made by Council Member Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bf. **A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH MAYOR JAMES, BUSINESS ADMINISTRATOR MONTEILH AND PERSONNEL OFFICER D'AURIA TO EXPLORE THE FEASIBILITY OF PAY DIFFERENTIAL AND CONTINUED HEALTH BENEFITS FOR MUNICIPAL EMPLOYEES CURRENTLY SERVING IN THE MIDDLE EAST** was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bg. **A MOTION REQUESTING GOVERNOR JAMES FLORIO OF NEW JERSEY ALONG WITH MEMBERS OF THE NEW JERSEY STATE SENATE AND ASSEMBLY TO STUDY THE FEASIBILITY OF FUNDING THE ENTIRE COST OF EDUCATION FOR PUBLIC SCHOOL SYSTEMS THROUGHOUT THE STATE OF NEW JERSEY** was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The City Clerk presented Communication from Business Administrator Monteilh, received January 9, 1991, enclosing proposed "Ordinance amending Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Leslie Street."
(Leslie Street - between Lyons Avenue and Chancellor Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)
- A motion directing the City Clerk to place this ordinance on the February 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Branch.

- 8-b. **Communication from Business Administrator Monteilh, received January 9, 1991, enclosing proposed "Ordinance ratifying and authorizing the execution of a lease agreement between the Redeemer Lutheran Church, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the sum of \$11,556. per year, for a period of twelve (12) months."**
(May 1, 1990 to April 30, 1991)
(North Newark Senior Citizen Center)
(North Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-n, on page 7 in the minutes of this meeting.)
- 8-c. **The City Clerk presented Communication from Business Administrator Monteilh, received January 14, 1991, enclosing proposed "Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 244, Lot(s) 31 thru 40 (193-211 Hunterdon Street)."**
(United Cerebral Palsy Redevelopment Plan)
(Central Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the February 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Branch.
- 8-d. **The City Clerk presented Communication from Business Administrator Monteilh, received January 14, 1991, enclosing proposed "Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2508, Lot(s) 29, 34 & 52 (597-605/607-609 Dr. Martin Luther King, Jr. Boulevard, 121-127/129-135 Court Street & 2-14/16-18 College Place)"**
(Krueger/Scott Redevelopment Plan)
(Central Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the February 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Branch.
- 8-e. **Communication from Business Administrator Monteilh, received January 14, 1991, enclosing proposed "Ordinance approving the sale of premises commonly known as 529 South 14th Street, Block 332, Lot 25; pursuant to the provisions of N.J.S.A. 40A:12-21(b)."**
(Guyton Callahan American Legion Post - \$500.)
(Central Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-l, on page 6 in the minutes of this meeting.)

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- 8-f. The City Clerk presented Communication from Business Administrator Monteilh, received January 14, 1991, enclosing proposed "Ordinance amending Section 23:5-7, Parking or Standing Prohibited in Certain Areas at Certain Times of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."
 (To correct typographical errors in said ordinance)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approval not required by Department of Transportation)
- A motion directing the City Clerk to place this ordinance on the February 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
 Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
 Absent During Roll Call: Council Member Branch.
- 8-g. The City Clerk presented Communication from Business Administrator Monteilh, received January 18, 1991, enclosing proposed "Ordinance amending Section 23:5-7, Stopping or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By changing boundary line in street sweeping area)."
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approval not required by Department of Transportation)
- A motion directing the City Clerk to place this ordinance on the February 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
 Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
 Absent During Roll Call: Council Member Branch.
- 8-h. Communication from Business Administrator Monteilh, received January 7, 1991, enclosing proposed "Ordinance to amend 'An ordinance approving the sale of premises commonly known as 457-463 Broadway, Block 619, Lots 1 - 4, pursuant to the provisions of N.J.S.A. 40A:12-21(h),' 6-S & F-i, September 2, 1987, to comply with the requirements of the Housing and Urban Development Department, a Non-Profit Corporation."
 (To provide Project Live with necessary financing for the redevelopment project)
 (North Ward)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
- (For action on this item, see Ordinance 6-F-m, on page 6 in the minutes of this meeting.)
- 8-i. The City Clerk presented Communication from Business Administrator Monteilh, received January 10, 1991, enclosing proposed "Ordinance to amend 'An ordinance approving the sale of the premises commonly known as 62-72 Norfolk Street, (Tax Block 2838, Lots 35, 36, 37, 38 and 39), Newark, New Jersey to Newark Renaissance House, Inc., pursuant to the provisions of N.J.S.A. 40A:12-21(1),' 6-S & F-s, April 18, 1990, to extend time periods for construction and increase square footage of building to be constructed."
 (Central Ward)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the February 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
 Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
 Absent During Roll Call: Council Member Branch.

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Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

None.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from January 1, 1991 to January 11, 1991:

BINGO LICENSES

LICENSEE

LICENSE NUMBER

Saint Rose of Lima Church
Saint Rocco School

10286
10428

RAFFLE LICENSES

LICENSEE

LICENSE NUMBER

None.

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

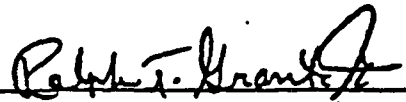
Absent During Roll Call: Council Member Branch.

This meeting adjourned at 12:25 A.M., Thursday, January 24, 1991.

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, January 29, 1991

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey at 11:50 A.M.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Harris, Martinez, Tucker, Villani, President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Public Relations Consultant Lois Redisch.

Absent: Council Members Bradley, Branch, Carrino, Rice.

(Council Member Carrino arrived 11:51 A.M.)

City Clerk Marasco read letter dated January 25, 1991, from Council President Ralph T. Grant, Jr., calling a special meeting of the Municipal Council for Tuesday, January 29, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, to consider the following legislation:

Ordinance to grant Five Years of Tax Abatement for commercial improvement erected on premises 943-997 Raymond Boulevard (Ordinance 6-Ph, S & F-f deferred January 23, 1991)

Resolution approving Tax Abatement Application and Financial Agreement for United Plaza Urban Renewal Corporation for rehabilitation of existing industrial structure on premises 275-329 South Street and 361 Thomas Street(Resolution 7-R-bv deferred January 23, 1991)

Resolution amending Resolution 7-R-h, December 29, 1987 approving tax abatement application and financial agreement for Tiffany Park Condominium Urban Renewal Associations for proposed construction of 48 three-story frame townhouse style units on land 70-84, 89-113 Tiffany Boulevard and 792-820 Highland Avenue, by changing the Phases of completion for certain condominium units.....

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on January 25, 1991, at the time of its preparation. All persons who prepaid for advance notice of meeting also received copies of the notice as required by law."

ORDINANCES ON SECOND READING AND FINAL PASSAGE:

President Grant called for ordinances on second reading and final passage:

6-S & F-a. (S)

The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to grant five (5) years of tax abatement for a commercial improvement erected on premises known as 943-997 Raymond Boulevard, Block 170, Lot 13, on the Official Tax Map (Year 1990) of the City of Newark, New Jersey.

(Hartz Enterprise II Urban Renewal Associates, L.P. - commercial and retail space - East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public hearing closed)

A motion to adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Martinez and failed of adoption by the following votes:

January 29, 1991

Yes: Council Members Harris, Martinez, Villani, President Grant.

Not Voting: Council Members Carrino, Tucker.

Absent: Council Members Bradley, Branch, Rice.

A motion to reconsider and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Carrino, Harris, Martinez, Villani, President Grant.

Not Voting: Council Member Tucker.

Absent: Council Members Bradley, Branch, Rice.

President Grant: The yeses are five, the noes are none, one not voting and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

RESOLUTIONS.

7-R-a. (S)

Resolution approving Tax Abatement Application and Financial Agreement for United Plaza Urban Renewal Corp. for rehabilitation of an industrial structure to house commercial offices and a truck terminal engaged in moving cargo for local distribution on premises known as 275-329 South Street, Block 1145, Lot 1 and 361 Thomas Street, Block 1146, Lot 32; grant exemption from taxation on improvements for period of 15 years from date of issuance of Certificate of Occupancy; pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file a petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.

(Formula - 15% of annual gross revenues, however, since the minimum annual service charge is higher than the formula amount the entity must pay the minimum)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by requiring the Entity to amend its application to reflect that a tax abatement is being requested for Block 1145, Lot 1 and Block 1146, Lot 32 only; also requiring the Entity to apply for site plan and subdivision approvals was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Branch, Rice.

A motion to adopt the resolution, as amended, was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Branch, Rice.

7-R-b. (S)

Resolution amending Resolutions 7-R-h, December 29, 1987 and 7-R-bs, August 2, 1989, "Resolution approving Tax Abatement Application and Financial Agreement for Tiffany Park Condominium Urban Renewal Associates, for proposed construction of a residential condominium project of 48 three-story frame townhouse style condominium units and the reconstruction of an existing frame building to be divided into 129 condominium units with a masonry exterior on land known as 70-84 Tiffany Boulevard; 89-133 Tiffany Boulevard; 792-820 Highland Avenue; Block 852, Lots 9 & 11; Block 848.02, Lot 1)...to provide an annual service charge for the term of said tax abatement based upon the adjustable rate formula as outlined in Resolution 7-R-ci (A.S.), February 15, 1989 and to increase the number of units for said project from 177 to 193 units," by changing the phases of completion for certain condominium units and reducing number of units from 193 to 64 for this project; 129 eliminated units will be subject to a new tax abatement application.

(North Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to defer action on the resolution was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Branch, Rice.

7-R-c. (S)

Resolution authorizing Business Administrator to enter into agreement with C. H. Sanders, 40 Clinton Street, Newark, New Jersey, to construct 4 Newsstands/Bus Shelters and 3 Police Kiosks.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Branch, Rice.

Council Member Martinez requested, through the Chair, that the ordinance dealing with tax abatements for Industrial Parks be reviewed by the Council Tax Abatement Committee.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Harris, Martinez, Tucker, Villani, President Grant.

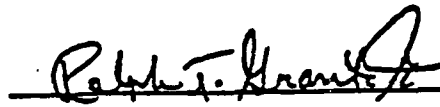
Absent: Council Members Bradley, Branch, Rice.

This meeting adjourned at 12 Noon.

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, February 5, 1991

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey at 1:30 P.M.

City Clerk Marasco stated in the absence of President Grant, he would entertain a motion to elect a Temporary President.

A motion to nominate Council Member Tucker as Temporary President was made by Council Member Rice, seconded by Council Member Branch.

Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani.

Absent: Council Members Carrino, Martinez, President Grant.

Temporary President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Harris, Rice, Villani, Temporary President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Carrino, Martinez, President Grant.

City Clerk Marasco read letter dated January 22, 1991, from His Honor, Mayor Sharpe James, calling a special meeting of the Municipal Council for Tuesday, February 5, 1991, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, to consider the following legislation:

Resolution designating Urban Movie Corporation as the Redeveloper of the Springfield Avenue Redevelopment Project Area; further authorizing Mayor and Director of Development to execute and enter into agreement with Urban Movie Corporation, a non-profit corporation having offices at 330 South Street, Town of Morristown, County of Morris, State of New Jersey, for lease of land for 98 years for private redevelopment for purpose of developing a multi-auditorium motion picture theater, for all of City Tax Blocks 297 and 298....

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on January 22, 1991, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a (S)

Resolution designating Urban Movie Corporation as the Redeveloper of the Springfield Avenue Redevelopment Project Area; further authorizing Mayor and Director of Development to execute and enter into agreement with Urban Movie Corporation, a non-profit corporation having offices at 330 South Street, Town of Morristown, County of Morris, State of New Jersey, for lease of land for 98 years for private redevelopment for purpose of developing a multi-auditorium motion picture theater, for all of City Tax Blocks 297 and 298; ground rent shall be 2% of total project cost (estimated to be \$100,000.) and County taxes, if any, together with annual administrative fee of 2.5 and an annual escalator; in lieu of City constructing infrastructure improvements City shall contribute maximum sum of \$800,000.; Redeveloper must either execute formal notice authorizing commencement of Lease or terminate agreements on or before April 1, 1991; \$650,000. appropriated in 1989 Capital Budget; remaining city contribution shall be provided upon adoption of 1991 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, Villani, Temporary President Tucker.

Absent: Council Members Carrino, Martinez, President Grant.

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The Members of the Municipal Council opined that this movie complex is the first step to bringing back wholesome recreation to the residents of the City of Newark.

ADJOURNMENT.


- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Harris, Rice, Villani, Temporary President Tucker.
Absent: Council Members Carrino, Martinez, President Grant.

The meeting adjourned at 1:34 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
Temporary President

Newark, New Jersey, February 6, 1991

Prior to the regularly scheduled meeting various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:05 P.M.

The audience arose for the National Anthem.

The Invocation was offered by President Ralph T. Grant, Jr.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Harris, Tucker, President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Public Relations Consultant Delores Wheat, Assistant Corporation Counsel Hugh Gallagher, Lieutenant Dow Wright and Lieutenant Edward Lucas, Sergeants-At-Arms.

Absent: Council Members Carrino, Martinez, Rice, Villani.

(Council Member Villani arrived 1:10 P.M.)

(Council Members Carrino and Rice arrived 1:15 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was disseminated on January 31, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented **1989 Annual Report of Office of Affirmative Action.**
(Copy submitted to each Member of the Council)

A motion 1989 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, President Grant.
Absent: Council Members Carrino, Martinez, Rice, Villani.

- 4-b. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held December 14, 1990.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, President Grant.
Absent: Council Members Carrino, Martinez, Rice, Villani.

- 4-c. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held December 14, 1990.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, President Grant.
Absent: Council Members Carrino, Martinez, Rice, Villani.

February 6, 1991

- 4-d. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority of City of Newark, held December 20, 1990.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, President Grant.
Absent: Council Members Carrino, Martinez, Rice, Villani.

- 4-e. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal, held December 20, 1990.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, President Grant.
Absent: Council Members Carrino, Martinez, Rice, Villani.

- 4-f. The City Clerk presented **1990 Annual Report of Department of Engineering.**

A motion that the 1990 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, President Grant.
Absent: Council Members Carrino, Martinez, Rice, Villani.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for Ordinances on First Reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating 4th Avenue as a one-way street.**

(4th Avenue, Westbound, from Garside Street to Bloomfield Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Verbal approval by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, President Grant.

Absent: Council Members Carrino, Martinez, Rice, Villani.

President Grant: The yeases are five, the noes are none and four absent.

The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 20, 1991.

- 6-F-b. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Oliver Street and Van Buren Street.**

(Oliver Street and Van Buren Street:

Stop Signs shall be installed on all approaches.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, President Grant.

Absent: Council Members Carrino, Martinez, Rice, Villani.

February 6, 1991

6-F-c.

The City Clerk read **An ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting left turns on Orange Street at Broad Street.**

(West on Orange Street to South on Broad Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Verbal approval by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, President Grant.

Absent: Council Members Carrino, Martinez, Rice, Villani.

President Grant: The yeses are five, the noes are none and four absent.

The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 20, 1991.

6-F-d.

The City Clerk read **An ordinance amending Section 23:4-1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, excluding trucks over 4 tons on Somme Street.**

(Somme Street, Entire Length)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Verbal approval by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, President Grant.

Absent: Council Members Carrino, Martinez, Rice, Villani.

President Grant: The yeses are five, the noes are none and four absent.

The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 20, 1991.

6-F-e.

The City Clerk read **An ordinance amending Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Leslie Street.**

(Leslie Street - between Lyons Avenue and Chancellor Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, President Grant.

Absent: Council Members Carrino, Martinez, Rice, Villani.

(Council Member Villani arrived 1:10 P.M.)

6-F-f.

The City Clerk read **An ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 244, Lot(s) 31 thru 40 (193-211 Hunterdon Street).**

(United Cerebral Palsy Redevelopment Plan)

(Central Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

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A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani, President Grant.

Absent: Council Members Carrino, Martinez, Rice.

President Grant: The yeses are six, the noes are none and three absent.

The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 20, 1991.

6-F-g.

The City Clerk read **An ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2508, Lot(s) 29, 34 & 52 (597-605/607-609 Dr. Martin Luther King, Jr. Boulevard, 121-127/129-135 Court Street & 2-14/16-18 College Place)**

(Krueger/Scott Redevelopment Plan)

(Central Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani, President Grant.

Absent: Council Members Carrino, Martinez, Rice.

President Grant: The yeses are six, the noes are none and three absent.

The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 20, 1991.

6-F-h.

The City Clerk read **An ordinance amending Section 23:5-7, Parking or Standing Prohibited in Certain Areas at Certain Times of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.**

(To correct typographical errors in said ordinance)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Council Member Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani President Grant.

Absent: Council Members Carrino, Martinez, Rice.

President Grant: The yeses are six, the noes are none and three absent.

The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 20, 1991.

6-F-i.

The City Clerk read **An ordinance amending Section 23:5-7, Stopping or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.**

(By changing boundary line in street sweeping area)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani, President Grant.

Absent: Council Members Carrino, Martinez, Rice.

President Grant: The yeses are six, the noes are none and three absent.

The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 20, 1991.

6-F-j.

The City Clerk read An ordinance to amend "An ordinance approving the sale of the premises commonly known as 67-72 Norfolk Street (Tax Block 2838, Lots 35, 36, 37, 38 and 39), Newark, New Jersey to Newark Renaissance House, Inc., pursuant to the provisions of N.J.S.A. 40A:12-21(1)," 6-S & F-s, April 18, 1990, to extend time periods for construction and increase square footage of building to be constructed.

(Central Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading and directing the City Clerk to invite Business Administrator Monteilh, Director of Development Lucas and Representatives of Renaissance House to meet with the Council at its February 20, 1991, pre-meeting conference was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani, President Grant.

Absent: Council Members Carrino, Martinez, Rice.

President Grant: The yeses are six, the noes are none and three absent.

The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 20, 1991.

A motion to consider Item 8-h (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani, President Grant.

Absent: Council Members Carrino, Martinez, Rice.

6-F-k.
(A.S.)

The City Clerk read An ordinance to amend and supplement Title 8, Business and Occupations; Chapter 19, Wreckers (new); Section 6, Service Rates of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani, President Grant.

Absent: Council Members Carrino, Martinez, Rice.

President Grant: The yeses are six, the noes are none and three absent.

The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 20, 1991.

A motion to consider Item 8-i (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani, President Grant.

Absent: Council Members Carrino, Martinez, Rice.

6-F-l.
(A.S.)

The City Clerk read An ordinance repealing an ordinance entitled, "Wreckers", Title 8, Chapter 19, Section 6, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani, President Grant.

Absent: Council Members Carrino, Martinez, Rice.

President Grant: The yeses are six, the noes are none and three absent.

The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 20, 1991.

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(Council Members Carrino and Rice arrived 1:15 P.M.)

A motion to consider Item 8-j (A.S.) on Ordinances on First Reading was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

6-F-m.
(A.S.)

The City Clerk read An ordinance to amend Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Armed Security Guard or Doorman Required, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To exempt armed security guards service at condominium developments).

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

President Grant: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 20, 1991.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance providing for the acquisition of computer equipment for the Department of Health and Human Services and appropriating \$1,000,000. therefor and authorizing the issuance of \$950,000. bonds or notes of the City for financing the cost and making the down payment for said improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The improvement and purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the City of Newark, County of Essex, New Jersey (hereinafter referred to as the "City"). For the said improvement or purpose stated in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$1,000,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$50,000 as the down payment for said improvement or purpose required by Law, N.J.S.A. 40A:2-11, and now available by virtue of a provision in a previously adopted budget of the City and currently available for down payment or capital improvement purposes, as required by the Local Bond Law of New Jersey.

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Section 2. For the financing of said improvement or purpose and to meet the part of said \$1,000,000 appropriation not otherwise provided hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$950,000 pursuant to the Local Bond Law (N.J.S.A. 40A:2-1, et seq.).

Section 3. (a) The aggregate sum of an amount not to exceed \$1,000,000 is hereby appropriated by the City for the following project and improvement as described by project number, description of improvement or purpose, authorized amount, method of financing, and amount of bonds or notes authorized:

| <u>Project Number</u> | <u>Capital Purpose</u> | <u>Author- ized Amount</u> | <u>Down Payment Capital Improve- ment Fund and/or Capital Sur- plus Fund</u> | <u>Estimated Maximum Amount of Bonds & Notes</u> |
|---------------------------|---|------------------------------------|--|--|
| 9085 | Acquisition of Computer Equipment, and all improvements, costs and appurtances related thereto, for the Department of Health and Human Services of the City of Newark | \$1,000,000 | \$ 50,000 | \$ 950,000 |

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$950,000.

(c) The estimated cost of said purpose is \$ 1,000,000 the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$50,000 down payment for said purposes.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

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(a) The purpose as described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law (N.J.S.A. 40A:2-22), according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance is (each of which shall be undertaken in accordance with a project description, or plans and specifications on file with the City Department of Administration) as follows:

| <u>Project Number</u> | <u>Capital Purpose</u> | <u>Author- ized Amount</u> | <u>Period of Usefulness</u> |
|---------------------------|---|------------------------------------|-------------------------------------|
| 9085 | Acquisition of Computer Equipment, and all improvements, costs and appurtenances related thereto, for the Department of Health and Human Services of the City of Newark | \$1,000,000 | 15 years |

The average period of usefulness of said purpose within the limitations of the Law, N.J.S.A. 40A:2-22, and taking into consideration the amount of the said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by said Law (N.J.S.A. 40A:2-42) has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the

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State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in the Law is increased by this bond ordinance by \$950,000 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) Amounts not exceeding \$50,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Law may be included as part of the costs of said improvement and are included in the foregoing estimate thereof.

Section 5. Each of the bonds authorized herein shall be designated "Qualified Bond (Qualified pursuant to the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq.)" and shall contain a recital that it is issued pursuant to Title 40A of the New Jersey Statutes and is entitled to the benefits of the provisions of the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq. Within ten (10) days after the date of issuance of qualified bonds, the City shall certify to the State Treasurer the name and address of the paying agent, the maturity schedule, interest rate and dates of payment of debt service on such qualified bonds. The bonds must be registered bonds, registered as to both principal and interest, or as consistent with any applicable law in effect as of the date of issuance. The form, date, denomination, interest rate and maturity of the bonds shall be as hereafter determined by resolution of the Municipal Council.

Section 6. The Director of Finance of the City of Newark ("Chief Financial Officer") is hereby authorized to issue temporary notes or loan bonds (hereinafter "notes") of the City. All notes issued hereunder shall mature at such time and bear interest at such rate or rates as may be determined by the Chief Financial Officer; provided that no note shall mature later than one (1) year from its date. Except as to terms or conditions with respect to such notes as may be fixed or required by the Local

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Finance Board pursuant to N.J.S.A. 40A:3-6, the Chief Financial Officer of the City is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution and said officer's signature upon said notes shall be conclusive as to such determination; and all such notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8, N.J.S.A. 40A:2-28 and N.J.S.A. 40A:3-6. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale in such amounts as said officer may determine at not less than par and to deliver them to the purchaser thereof upon receipt of payment of the purchase price, plus accrued interest from their date to the date of delivery thereof and payment therefor. The Chief Financial Officer is authorized and directed to report in writing to the Municipal Council at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 7. The Chief Financial Officer is further authorized to determine the terms of the Bonds, and enter into any contracts or agreements to implement the issuance of the Bonds including agreements for bond insurance, rating agencies, printing, financial advisors, auditors and legal services, which terms and agreements shall be consistent with the Local Bond Law, or other applicable law and consistent with the terms of this ordinance. The Chief Financial Officer is directed to report in writing to the Municipal Council at the meeting next succeeding the entering into said contracts, agreements and determinations pursuant to this ordinance.

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Section 8. An application and a certified copy of this ordinance as passed on first reading shall be filed with the Local Finance Board (the "Board") to qualify the bonds pursuant to the Municipal Qualified Bond Act. Upon satisfactory investigation by the Board, the Board may, by resolution, determine that the City is entitled to issue qualified bonds. Within sixty (60) days after the submission of the application and the certified copy of this ordinance, the Board shall cause its consent to be endorsed upon the ordinance authorizing the issuance of the qualified bonds if it shall be satisfied, and it shall be recorded by resolution that the City is entitled to issue qualified bonds.

Section 9. Any funds received from the State of New Jersey, or the County of Essex or any of their agencies or any funds received from the United States of America or any of its agencies or from any other source in aid of such purpose, shall be applied to the payment of the cost of such purpose, or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent such funds are so used.

Section 10. It is hereby determined that the period within which the bonds shall mature shall be not more than thirty (30) years and shall be consistent with Section 4(b) hereof.

Section 11. The Capital Budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available for public inspection.

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Section 12. The governing body of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking an action in order to preserve the tax-exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 13. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the City, and unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 14. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 15. This bond ordinance shall take effect twenty (20) days after the first publication thereof, after final adoption, as provided by said Local Bond Law.

[NWK/33]

STATEMENT

Bond Ordinance providing for the acquisition of computer equipments for the Department of Health & Human Services.

February 6, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the public hearing and defer action on the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Executive Assistant and to abolish the title of Senior Procedural Analyst in the Department of Health and Human Services).

(Creating title of Executive Assistant and abolishing title of Senior Procedural Analyst, to replace a non-standard title with New Jersey Department of Personnel approved title. Fiscal impact approximately \$5,100. Represented by Newark Council 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Executive Assistant 1 1/1/91 \$39,306.40 - \$47,410.82
4586 (35 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Senior Procedural Analyst
A232 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance will replace a non-standard title with a New Jersey Department of Personnel approved title.

910
February 6, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance on second reading and final passage and directing the City Clerk to invite Business Administrator Monteilh and Acting Director of Health and Human Services Ruffin to meet with the Council at a future Human Resources/Personnel Committee meeting was made by Council Member Harris, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Senior Customer Service Representative and to abolish the title of License Examiner in the Department of Land Use Control).
(Creating title of Senior Customer Service Representative and abolishing title of License Examiner to more appropriately describe duties and responsibilities of employees. Represented by Newark Council 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6S&Fba) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Senior Customer 4 1/1/91 \$19,586.47 - \$22,638.76
Service Representative
7450 (35 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

License Examiner
A329 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which is inconsistent therewith, is hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Senior Customer Service Representative" more appropriately describes the duties and responsibilities of the employees currently serving in the title of "License Examiner".

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Tucker, seconded by Council Member Villani and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 19, Wreckers (new); Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8, Businesses and Occupations; Chapter 19, Wreckers (new); Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended and supplemented to read in its entirety as follows:

8:19-6. Service Rates.

(a) The charges for services rendered by a licensee wholly within the City of Newark shall not exceed the following rates:

Towing from Bus Lanes

Automobiles, vans & trucks under five tons.....\$ 65.00

Trucks, tractor trailers and other heavy equipment over five tons.....\$ 150.00

Motorcycles or motor scooters.....\$ 35.00

Towing with Wrecker

Automobiles (stolen).....\$ 25.00

Automobiles, vans & trucks under one ton.....\$ 35.00

Automobiles, vans & trucks over one ton, but under five tons.....\$ 55.00

Trucks, buses, tractor trailers and other heavy equipment over five tons.....\$ 135.00

Motorcycles or motor scooters (stolen).....\$ 15.00

Motorcycles or motor scooters.....\$ 25.00

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Towing with Flat Bed

Automobiles (stolen).....\$ 40.00

Automobiles, vans & trucks under one ton.....\$ 85.00

Automobiles, vans, trucks & trailers over one ton, but under five tons.....\$ 135.00

Storage

Automobiles, vans, trucks & trailers (stolen) - no charge for the first two (2) days.

Automobiles under one ton..... - \$10.00 per day for the first thirty (30) days;
\$15.00 per day thereafter.

Automobiles, vans & trucks over one ton, but under five tons..... - \$15.00 per day for the first thirty (30) days;
\$20.00 per day thereafter.

Trucks, buses, tractor trailers and other heavy equipment over five tons..... - \$20.00 per day for the first thirty (30) days;
\$25.00 per day thereafter.

Motorcycles or motor scooters (stolen)..... - no charge for the first two (2) days; \$6.00 per day thereafter.

Motorcycles or motor scooters..... - \$6.00 per day

Dolly Service

Automobiles, vans & trucks under one ton.....\$ 70.00

Automobiles, vans and trucks over one ton, but under five tons.....\$ 85.00

Trucks, buses, tractor trailers and other heavy equipment over five tons.....\$ 100.00

Winching Service

Light Wreckers.....\$25.00 per hour per unit

Heavy Wreckers.....\$50.00 per hour per unit

Additional Workman Labor.....\$25.00 per hour

Transmission Service

Transmission Service.....\$ 15.00

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(b) In cases where a licensee must hire laborers or rent other equipment, all reasonable charges therefor, may be passed along to the owner of the vehicle.

(c) For services to or from a point outside the City of Newark, the charges shall be determined by mutual agreement of the licensee and customer.

(d) The driver or operator of a wrecker shall give the customer a receipt for the amount paid and itemize each charge thereon.

(e) The maximum rates established by this section shall be printed on a card approved by the Director, and affixed to the interior of each wrecker in a permanent and conspicuous position.

(f) The service rates shall be reviewed bi-annually by the Director and the Business Administrator to ensure that the licensee obtains a just and reasonable return on their investments.

Section 2. This Ordinance shall apply to any and all licensed Towers that operate within the City of Newark.

Section 3. All ordinance(s) or parts thereof inconsistent herewith are hereby repealed.

Section 4. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This Ordinance amends N.R.O. 8:19-6 to increase service rates and requires wrecker owners to provide customers with an itemized receipt.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

(This ordinance was replaced by Ordinance 6-F-1 (A.S.), adopted on first reading in the minutes of this meeting)

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 17, Used Motor Vehicles Sales Lot, Section 1, Definition and Section 8, Use and Maintenance of premises; of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8, Businesses and Occupations, Chapter 17, Used Motor Vehicles Sales Lots, Section 1, Definition and paragraph (a) of Section 8, Use and Maintenance of Premises of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, be further amended and supplemented as follows:

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8:17-1 Definition

Used Motor Vehicle Open Air Sales Lot means any open air plot of ground, lot or parcel of land, in the City, where used motor vehicles are exhibited or are stored, kept or located for sale or exchange even when attached to a building used for a similar use and is open to the public.

8:17-8. Use and Maintenance of Premises.

(a) The licensed premises shall not be used as a Gas Station or Junk Shop.

Section 2. All ordinance(s) or parts thereof inconsistent herewith are hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This Ordinance will eliminate conflict with other Ordinances for the permissible use of a Used Car Sales.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Martinez.

President Grant: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Public Garages; Chapter 20, Section 1(c) Definitions of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8 Public Garages, Chapter 20 Section 1 (c) Definitions of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended to read in its entirety as follows:

8:20-1(c) Definitions.

(c) Public Garage means any place, serving the public, including gasoline service stations, in which one or more motor vehicles or parts thereof, including motorcycles are repaired, painted or serviced, or where any type of work is performed or carried out to service motor vehicles of all types.

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Section 2. All ordinance(s) or parts thereof inconsistent herewith are hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This Ordinance has been amended to show it services the public.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Villani, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Martinez.

President Grant: The yeases are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving an amendment to the Urban Renewal Plan for the Central Ward Project N.J.R.-32 (11th Amendment).

WHEREAS, it has heretofore been found and determined by the Municipal Council Resolution 7Rj, adopted November 28, 1961, that the project area is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended, and;

WHEREAS, the Municipal Council of the City of Newark Jersey, did approve the original Urban Renewal Plan by Resolution 7Ra on May 5, 1965, and

WHEREAS, the Municipal Council of the City of Newark has heretofore by Resolution 7Ri adopted January 4, 1967; 7Rcg adopted March 21, 1973; 7Rbi adopted July 16, 1975; 7Ry adopted April 21, 1976; Ordinance(s) 6S & Fd adopted March 15, 1978; 6S & Fd adopted March 7, 1979; 6S & Fk April 1, 1981; 6S & Fj December 18, 1985; 6S & Fk December 18, 1985; 6S & Fr August 3, 1988; approved Urban Renewal Plan Amendments for the Central Ward Urban Renewal Project (N.J.R.-32); and

WHEREAS, it is necessary to further amend said Urban Renewal Plan, such amendment, dated September 9, 1990, consisting of: (1) a change of two parcels of land at the northeasterly corner of Bergen Street and Avon Avenue and at the corner of Livingston Street and Waverly Avenue, from Residential Low Density to Public (Public Housing); and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

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WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its recommendations respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the recommendations of the Planning Board; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of the Urban Renewal Projects with financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That it hereby found and determined that the amended Urban Renewal Plan N.J.R-32 for the Central Ward Urban Renewal Project Area conforms to the general plan of the locality.

SECTION 2. That it is hereby found and determined that the amended Urban Renewal Plan indicates proposed land uses and building requirements in the area, and its relationship to definite local objectives as to appropriate land uses, density of population and improved traffic, public facilities and other public improvements, with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the plan.

SECTION 3. That the amended Urban Renewal Plan provides for the location of persons living in the project Area and that the proper relocation of the individuals and families displaced in carrying out the Project in decent, safe and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Project; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families are reasonably accessible to their places of employment.

SECTION 4. That it is hereby found and determined that the objectives of the amended Urban Renewal Plan can be achieved through rehabilitation of the Project Area.

SECTION 5. That it is hereby found and determined that the Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the Urban Renewal of the area by private enterprise.

SECTION 6. That in order to facilitate the implementation of the Urban Renewal Plan for the area it is found and determined that certain official action must be taken by this Body and accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Urban Renewal Plan; and (c) stands ready to consider and take appropriate action upon proposals and measures designed to effectuate said Plan.

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SECTION 7. That it is hereby found and determined that the financial aid provided and to be provided pursuant to contracts for federal financial assistance pertaining to the project is necessary to enable the project to be undertaken in accordance with the Urban Renewal Plan for the Project Area.

SECTION 8. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

SECTION 9. That this Ordinance shall take effect upon final passage and publication in accordance with Law.

STATEMENT OF PURPOSE

This Ordinance will provide needed amendment to the existing Urban Renewal Plan, which is the Redevelopment Plan for this area, as follows:

Two parcels of land, located at the northeasterly corner of Bergen Street and Eighteenth Avenue, and on the corner of Livingston Street and Waverly Avenue, are changed from Residential Low Density to Public (Public Housing) land use designation. This required appropriated changes on Urban Renewal Plan Map No. 2.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Martinez.

President Grant: The yeases are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Herbert Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Herbert Street
Both sides from Avenue L to its terminus

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

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Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. This ordinance does not require approval by the Commissioner of Transportation.

STATEMENT: This ordinance prohibits any person from parking their vehicles on Herbert Street at the curbside space between posted signs bearing the legend "No Parking At Any Time".

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Tucker, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of premises commonly known as 529 South 14th Street, Block 332, Lot 25; pursuant to the provisions of N.J.S.A. 40A:12-21(b).

WHEREAS, the Guyton Callahan American Legion Post has requested authorization to purchase 529 South Fourteenth Street for nominal cost pursuant to N.J.S.A. 40A:12-21(b) for Five Hundred Dollars (\$500.00).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 529 South Fourteenth Street, Newark, New Jersey, Block 332, Lot 25 on the Official Tax Map and Tax Duplicate (year 1990) of the City of Newark, New Jersey is not needed for public purposes by the City of Newark.

Section 2. That the premises commonly known as 529 South Fourteenth Street Newark, New Jersey, Block 332, Lot 25 be sold to Guyton Callahan American Legion Post, a body corporate and politics, by private sale for the amount of \$500.00 pursuant to the provisions of N.J.S.A 40A:12-21 (b).

Section 3. That the Director of Development be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by City of Newark.

Section 4. That a copy of the executed deed shall be placed on file in the Office of the City Clerk by the Director of Development.

Section 5. This Ordinance shall take effect upon publication and passage according to law.

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STATEMENT

This Ordinance authorizes the city to sell the property located at 529 South Fourteenth Street to the Guyton Callahan American Legion Post for nominal cost.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend "An ordinance approving the sale of premises commonly known as 457-463 Broadway, Block 619, Lots 1 - 4, pursuant to the provisions of N.J.S.A. 40A:12-21(h)," 6-S & F-i, September 2, 1987, to comply with the requirements of the Housing and Urban Development Department, a Non-Profit Corporation.

WHEREAS, by virtue of Ordinance 6PH&FI dated September 2, 1987 (Exhibit A), the Newark Municipal Council authorized the sale of land located at 457-463 Broadway to Project Live, a New Jersey, non-profit corporation by private sale for uses in accordance with N.J.S.A. 40A:12-21(h); and

WHEREAS, pursuant to said Ordinance, the City conveyed said property to Project Live by deed dated March 25, 1988; and

WHEREAS, the Housing and Urban Development Agency of the United States government (hereinafter HUD) requires certain amendments in the deed and redevelopment contract annexed thereto and made a part hereof as Exhibit B, in order to provide Project Live with the necessary financing for the redevelopment project; and

WHEREAS, the Department of Development has reviewed the matter and recommends these amendments be made; and

WHEREAS, the contract provides that the Municipal Council must authorize all amendments.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. The Municipal Council authorizes the Director of the Department of Development to amend the deed and redevelopment contract authorized by Ordinance 6PH&FI 090287 between the City of Newark and Project Live, a not-for-profit corporation of the State of New Jersey to comply with the requirements of the Housing and Urban Development Department. The requirements are more specifically identified in Exhibit C attached hereto and made a part hereof.

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SECTION 2. The Mayor and the Director of the Department of Development be and are hereby authorized to execute, on behalf of the City of Newark, the amendment to the contract and the corrective deed. These documents shall be approved as to form and legality by the Corporation Counsel and attested to and acknowledged by the City Clerk.

SECTION 3. A fully executed copy of the corrective deed and addendum to the contract shall be placed on file in the Office of the City Clerk by the Department of Development.

SECTION 4. This Ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

Passage of this Ordinance will permit the City to amend the contract and deed to Project Live for redevelopment.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance ratifying and authorizing the execution of a lease agreement between the Redeemer Lutheran Church, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the sum of \$11,556. per year, for a period of twelve (12) months.

WHEREAS, the premises commonly known as 664 Broadway, Block 731, Lot 1, on the Official Tax Maps and Tax Duplicate (year 1990) of the City of Newark, New Jersey, is needed for public purposes; and,

WHEREAS, the City of Newark, Tenant, and the Redeemer Lutheran Church, Landlord, desire to enter into a lease agreement for the premises, commonly known as 664 Broadway, Block 731, Lot 1, for a period beginning May 1, 1990 and ending April 30, 1991 for the sum of \$11,556.00

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with the Redeemer Lutheran Church, Landlord, for the leasing of the premises, commonly known as 664 Broadway, Block 731, Lot 1, pursuant N.J.S.A. 40A:12-15, for the period of May 1, 1990 through April 30, 1991.

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Section 2. The Municipal Council of the City of Newark hereby ratifies the lease agreement between the City of Newark, Tenant, and the Redeemer Lutheran Church, Landlord, for the leasing of the premises, commonly known as 664 Broadway, Block 731, Lot 1, for the period beginning May 1, 1990 to the adoption of this Ordinance.

Section 3. The City of Newark shall, as a consideration for said lease agreement, pay the owner the sum of \$11,556.00 in equal monthly installments, for the term of the lease, beginning May 1, 1990 and ending April 30, 1991.

Section 4. A copy of the Lease agreement is attached hereto and made part hereof.

Section 5. A copy of this lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 7. Attached hereto is a Certification from the Municipal Comptroller in the amount of \$11,556.00.

Statement:

Passage of this Ordinance will ratify and authorize a lease agreement between the City of Newark, Tenant, and the Redeemer Lutheran Church, Landlord, for utilization of 664 Broadway as the North Newark Senior Citizen Center. The period of the lease agreement will be from May 1, 1990 through April 30, 1991 and the total consideration for said period shall be \$11,556.00.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Villani and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

HEARINGS OF CITIZES.

None.

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RESOLUTIONS AND MOTIONS.RESOLUTIONS.

- 7-R-a. Resolution amending the 1990 Capital Budget by providing an appropriation for the acquisition of computer equipment for the Department of Health and Human Services in the total amount of \$1,000,000.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

- 7-R-b. Resolution authorizing the Director of Finance of the City to apply to the Local Finance Board for qualification of bonds to be issued pursuant to an ordinance entitled: "Bond ordinance providing for the acquisition of computer equipment for the Department of Health and Human Services and appropriating \$1,000,000. therefor and authorizing the issuance of \$950,000. bonds or notes of the City for financing the cost and making the down payment for said improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey," in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

- 7-R-c. Resolution appointing Anthony DeVincenzo, Member of the Board of Adjustment for term commencing February 1, 1991 and ending January 31, 1995.**
(Mr. DeVincenzo met with the Council February 5, 1991)

A motion to adopt the resolution was made by Council Member Carrino, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

- 7-R-d. Resolution amending Resolutions 7-R-h, December 29, 1987 and 7-R-bs, August 2, 1989, "Resolution approving Tax Abatement Application and Financial Agreement for Tiffany Park Condominium Urban Renewal Associates, for proposed construction of a residential condominium project of 48 threestory frame townhouse style condominium units and the reconstruction of an existing frame building to be divided into 129 condominium units with a masonry exterior on land known as 70-84 Tiffany Boulevard; 89-133 Tiffany Boulevard; 792-820 Highland Avenue; (Block 852, Lots 9 & 11; Block 848.02, Lot 1)..." to provide an annual service charge for the term of said tax abatement based upon the adjustable rate formula as outlined in Resolution 7-R-ci (A.S.), February 15, 1989 and to increase the number of units for said project from 177 to 193 units by changing the phases of completion for certain condominium units and reducing number of units from 193 to 64 for this project; 129 eliminated units will be subject to a new tax abatement application.**
(North Ward)

A motion to adopt the resolution was by Council Member Harris, seconded by Council Member Villani and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.
Absent: Council Member Martinez.

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7-R-e.

Resolution ratifying and authorizing Business Administrator to enter into contract with Rosenberg & Associates, 425 Eagle Rock Avenue, Roseland, New Jersey 07068, lowest responsible bidder, to provide Court Reporting Services, for period January 1, 1991 to December 31, 1991; contract shall not exceed \$20,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the resolution to Administration was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Martinez.

7-R-f.

Resolution ratifying and authorizing Business Administrator to enter into contract with Rosenberg & Associates, 425 Eagle Rock Avenue, Roseland, New Jersey 07068, only responsible bidder, to provide Certified Shorthand Reporting Services, for period January 1, 1991 to December 31, 1991; contract shall not exceed \$50,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Martinez.

7-R-g.

Resolution ratifying and authorizing Business Administrator to enter into contract with Syntrex Incorporated, 246 Industrial Way West, Eatontown, New Jersey 07724, lowest bid received, to Service Banyan Vines Hardware/Software, for Division of Data Processing, for period December 10, 1990 to December 9, 1991, in amount not to exceed \$20,682., said funds encumbered in 1991 budget of Division of Development.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Martinez.

7-R-h.

Resolution authorizing Mayor and Director of Engineering to execute Contract 90-25, Tree Planting-Central Business District with Landscape Restoration, Inc., 48 - 16th Avenue, Elmwood Park, New Jersey 07407, lowest responsible bid submitted, for total sum of \$113,166.; project shall be completed within 246 days of Notice to Proceed; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$9,200.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference February 20, 1991 was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani,
President Grant.

Absent: Council Member Martinez.

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- 7-R-i. Resolution authorizing Director of Engineering to execute Change Order with Spiniello Construction Company, 35 Airport Road, Morristown, New Jersey, for additional cost associated with Contract 86-20, for Cedar Grove Reservoir Complex Rehabilitation and Improvements, in amount of \$265,000., funds available under Ordinance 6-S & F-q, June 24, 1987. (7-R-i, December 4, 1988, Contract 86-20, Cedar Grove Reservoir Complex Rehabilitation and Improvements, \$3,130,000.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Tucker, Villani, President Grant.

No: Council Member Rice.

Not Voting: Council Member Harris.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Martinez.

- 7-R-j. Resolution ratifying and authorizing Mayor and Director of Development to enter into and execute contract with Newark Community School of the Arts, a New Jersey Non-Profit Corporation, for purpose of repairing 186 Clinton Avenue, installing new boiler, new roof and floor leak at stairwell at 89 Lincoln Park and replacing air conditioning unit at 131 Brunswick Street, for period February 1, 1991 through February 28, 1992, in amount of \$50,000., funds available from HCDA FY XVI.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

- 7-R-k. Resolution authorizing Director of Development to execute Conditional Bargain and Sale Deed, subject to homestead conditions set forth in Resolution 7-R-co (A.S.), December 20, 1989, conveying 207 South 10th Street (Block 1814, Lot 16), to Yasmeen Abdullah, in amount of \$1,500.
(West Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the resolution to Administration, per request of Director of Development, was made by Council Member Carrino, seconded by President Grant and declared adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

- 7-R-l. Resolution amending Resolution 7-R-k, October 17, 1990, "Resolution authorizing Director of Development to execute Bargain and Sale Deeds for properties sold at Public Auctions held September 26, 27 and 28, 1990, listed on Exhibits A, B, C, D, E and F, for sum of \$2,831,070. to highest bidders, pursuant to Resolution 7-R-a (S-2) August 28, 1990," by deleting Mary Terry from contract of sale to purchase City-owned property known as 368 Badger Avenue, Block 3569, Lot 15.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

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- 7-R-m. Resolution amending Resolution 7-R-eh (A.S.), July 11, 1990, "Resolution authorizing Director of Development to execute Bargain and Sale Deeds for properties sold at public auction held June 27 & 28, 1990, per attached Exhibits A, B and C, for sum of \$1,836,100., highest bidders; pursuant to Resolution 7-R-a (S), May 22, 1990," by deleting Kevin Gibbs from contract of sale to purchase City-owned property known as 478 Avon Avenue, Block 2643, Lot 6.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

- 7-R-n. Resolution authorizing solicitation of sealed bids for sale of City-owned property, 171 Verona Avenue, (Block 843, Lot 3 pursuant to N.J.S.A. 40A:12-13(a), and authorizing advertising and setting return date for acceptance of final bid for purchase of same under specified conditions.

(Minimum Bid Amount-\$6,000., Minimum Capital Improvement-\$50,000.)

(North Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

- 7-R-o. Resolution approving determination of Central Planning Board that City Tax Block 5070, Lot 41 (713-759 Wilson Avenue & 570-604 Doremus Avenue) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended.

(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

- 7-R-p. Resolution ratifying and authorizing the Mayor and Acting Director of Health and Human Services to enter into and execute contract with Young People's Institute for Learning, to provide day care services, for period June 1, 1990 to May 31, 1991, in amount of \$32,764., funds available from HCDA, Year XVI.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

- 7-R-q. Resolution ratifying and authorizing the Mayor and Acting Director of Health and Human Services to enter into and execute contract with Turning Point Inc., for provision of social services to substance abuse population, for period May 1, 1990 through April 30, 1991, in amount of \$31,500., funds available from HCDA, Year XVI.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

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- 7-R-r. Resolution ratifying and authorizing the Mayor and Acting Director of Health and Human Services to enter into and execute contract with La Casa de Don Pedro Housing Support Services, for period May 1, 1990 to April 30, 1991, in amount of \$30,000., funds available from HCDA, Year XVI.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Rice, Tucker, Villani,
President Grant.

Not Voting: Council Member Harris.

Absent: Council Member Martinez.

- 7-R-s. Resolution ratifying and authorizing the Mayor and Acting Director of Health and Human Services to enter into and execute contract with North Ward Child Development Center, to Provide Day Care Services, for period June 1, 1990 through May 31, 1991, in amount of \$32,001., funds available from HCDA, Year XVI.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Rice, Tucker, Villani,
President Grant.

Not Voting: Council Member Harris.

Absent: Council Member Martinez.

- 7-R-t. Resolution authorizing Mayor and Acting Director of Health and Human Services to execute a hold harmless and indemnification agreement with Public Service Electric & Gas Company for any claims arising out of use of their utility poles.**
("Seventeenth Annual Newark Distance Classic" including hanging of its race banner by Public Service Electric & Gas Company, March 10, 1991)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani,
President Grant.

Absent: Council Member Martinez.

- 7-R-u. Resolution authorizing Mayor and Acting Director of Health and Human Services to execute a hold harmless and indemnification agreement with Rutgers University for any claims arising out of the use of Newark Rutgers gymnasium.**
("Seventeenth Annual Newark Distance Classic," March 10, 1991)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani,
President Grant.

Absent: Council Member Martinez.

- 7-R-v. Resolution amending Resolution 7-R-bd, May 2, 1990, accepting grant funds from Comic Relief III, to provide and expand health care services to homeless population, in amount of \$93,500., for period January 1, 1990 through December 31, 1990; by increasing grant funds in amount of \$30,000., totalling \$123,000.; all other provisions remain in full force and effect.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani,
President Grant.

Absent: Council Member Martinez.

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7-R-w.

Resolution amending Resolution 7-R-ba, September 6, 1989, grant agreement with United States Department of Labor Employment and Training Administration, under Model Alternative School Pilots Training Program, totalling \$800,000., by extending program from October 30, 1990 to June 30, 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

7-R-x.

Resolution amending Resolution 7-R-cq (A.S.), May 2, 1990, "Resolution authorizing Mayor to file application for receipt of funds through Job Training Plan under Job Training Partnership Act (JTPA) for Fiscal Year 1991, for period July 1, 1990 through June 30, 1991. (Title IIA Basic-\$3,598,601.; Title IIB SYETP-\$2,744,328.; Title IIA 8%-\$295,270.; Title IIA 3%-\$110,000.; IIA(8%) 20%-\$30,000.)" by increasing JTPA allocated fund for IIA (8%) 20% by \$34,000. to new total of \$64,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

7-R-y.

Resolution authorizing Director of Finance to issue check to each of the individuals designated in Supplemental Consent Order, Appendix II, in amounts approved by Court or in the alternative, to issue one check to appropriate individual for disbursement to individuals designated in Supplemental Consent Order, Appendix II, in aggregate amount of \$20,000., upon receipt of all documents deemed necessary by Corporation Counsel; United States of America initiated proceedings in U.S. District Court for District of New Jersey with respect to United States of America v. State of New Jersey, et al., alleging violation of prior Consent Decree with respect to application and appointment of minority firefighters.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

7-R-z.

Resolution authorizing Director of Finance to issue check in amount of \$21,500., payable to Roy Largmann and Blume, Vazquez, Goldfaden, Berkowitz, Oliveras and Donnelly, his attorneys, 5 Commerce Street, Newark, New Jersey 07102, instituted suit in Superior Court of New Jersey, Law Division, for personal injuries incurred when plaintiff fell due to pothole while traversing street in vicinity of 1160 Raymond Boulevard.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Assistant Corporation Counsel Watson met with the Council on February 5, 1991)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

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- 7-R-ba. Resolution authorizing Director of Finance to issue check in amount of \$11,001.92, to Guasto Construction, Inc. and James P. Henry, its attorney, 200 Executive Drive, Suite 220, West Orange, New Jersey 07052; upon receipt of all documents deemed necessary by Corporation Counsel, instituted suit in Superior Court of New Jersey, Law Division, Essex County, for breach of contract.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Assistant Corporation Counsel Watson met with the Council on February 5, 1991)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

- 7-R-bb. Resolution authorizing Director of Finance through Division of Water Accounting and Customer Service to credit Sewer Account #06750527200 of Ocean Leather in amount of \$84,071.44 plus any interest and late charges accrued thereon, upon receipt of all documents deemed necessary by Corporation Counsel; Dreher Leather Mfg. Corp., a New York corporation instituted a breach of contract lawsuit in Superior Court of New Jersey, Law Division, Essex County on behalf of Ocean Leather (an unincorporated division of Dreher Leather).
(Copy of resolution and correspondence submitted to each Member of the Council)
(Assistant Corporation Counsels Watson and Schwartz met with the Council February 5, 1991)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

- 7-R-bc. Resolution authorizing Director of Finance to cancel \$414.83, outstanding water/sewer charges, interest and penalties on property located at 259 Broad Street, Block 442, Lot 21, which City has foreclosed pursuant to In Rem Foreclosure.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

- 7-R-bd. Resolution authorizing Director of Finance to issue check in amount of \$5,848., to Joseph DaRocha, refund of deposit and closing costs paid at time of auction, for purchase of City-owned property known as 60 Arlington Avenue, Block 626, Lot 27.
(Former owner was allowed to redeem property pursuant to Court Order)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

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- 7-R-be. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A; upon receipt of all documents deemed appropriate.
(In accordance with ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

- 7-R-bf. Resolution designating fifteen (15) bank depositories for funds of the City of Newark, New Jersey. (Broad National Bank-Newark; City National Bank of New Jersey-Newark; First Fidelity Bank-Newark; National Westminster Bank of New Jersey (Formerly First Jersey National Bank)-Jersey City; Midlantic National Bank-Newark; New Jersey Cash Management Fund-Division of Investment-Department of Treasury-Trenton; Hudson City Savings Bank-Paramus; American Savings and Loan Association-Bloomfield; Howard Savings Bank of New Jersey-Newark; Security National Bank and Trust-Newark; Ironbound Bank-Newark; Dollar Savings and Loan Association-Newark; Metro for Savings-Palisades Park; Penn Federal Savings Bank-West Orange; Maplewood Bank & Trust Company-Maplewood) and authorizing investment of idle monies effective through December 31, 1991.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant and Finance Director Jean met with the Council on February 6, 1991)

A motion to amend the resolution by changing the date from December 31, 1991 to April 1, 1991 was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

- 7-R-bg. Resolution designating reserved parking area for handicapped motorists on North 9th Street, west side, beginning 155 feet south of the southerly curblin of Davenport Avenue and extending 25 feet southerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.
(North Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

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- 7-R-bh.** Resolution designating reserved parking area for handicapped motorists on East Kinney Street, south side, beginning 130 feet west of the westerly curbline of Jefferson Street and extending 20 feet westerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.
 (East Ward)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

- 7-R-bi.** Resolution designating reserved parking area for handicapped motorists on Cedar Street, south side, beginning 94 feet west of the westerly curbline of Broad Street and extending 44 feet westerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.
 (East Ward)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

- 7-R-bj.** Resolution designating reserved parking area for handicapped motorists on South Orange Avenue, north side, beginning 35 feet east of the easterly curbline of Smith Street and extending 46 feet easterly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.
 (West Ward)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

- 7-R-bk.** Resolution designating reserved parking area for handicapped motorists on Parker Street, west side, beginning 35 feet north of the northerly curbline of Park Avenue and extending 22 feet northerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.
 (North Ward)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

- 7-R-bl.** Resolution designating intersection of Dickerson Street and Third Street as a stop intersection, installing stop signs on Third Street, pursuant to N.J.S.A. 39:4-140.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

- 7-R-bm.** Resolution ratifying and authorizing Mayor and Director of Fire Department to enter into and execute contract with David J. Barillo, M.D., for provision of medical services to employees and prospective employees of Fire Department, for period December 1, 1990 through November 30, 1991, maximum amount of this contract is \$16,508. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5 (1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

- 7-R-bn.** Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$45,411.03, Newark Recycling Program-1991.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

- 7-R-bo.** Temporary emergency resolution appropriating \$45,411.03, Newark Recycling Program-1991; said funds shall be provided in 1991 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

- 7-R-bp-1.** Resolution recognizing and commending Attorney Shirley Waters-Cato for exemplary Christian and community service.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

- 7-R-bp-2.** Resolution recognizing and commending the 1990-1991 Weequahic High School Men's Track Team on the distinguished occasion of capturing the Men's Group 3 Title during the New Jersey Interscholastic Athletic Association Indoor Relay Championship held at Princeton University Jadwin Gym.

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

- 7-R-bq.** Resolution authorizing Director of Finance to enter into installment agreement with New Community Corporation Urban Renewal Corporation, for 252-274 South Orange Avenue, Block 272, Lot 5, for payment of delinquent SILOT payments, in amount of \$139,561. within 60 days with the balance of \$85,252.36 to be paid in six monthly installments.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Branch, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

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- 7-R-br-1. Resolution recognizing and commending Reverend Doctor William H. Watley
(A.S.) and the congregation of the St. James African Methodist Episcopal Church on
the happy occasion of their Annual Founder's Day Celebration on February 3,
1991.**

A motion to adopt the resolution was made by Council Member Branch, seconded
by President Grant and declared adopted by President Grant by the following
votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani,
President Grant.

Absent: Council Member Martinez.

- 7-R-br-2. Resolution recognizing and commending Businessman Antonio Pimental.
(A.S.)**

A motion to adopt the resolution was made by President Grant, seconded
by Council Member Branch and declared adopted by President Grant by the following
votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani,
President Grant.

Absent: Council Member Martinez.

- 7-R-br-3. Resolution recognizing and commending Local #3 International Labor Union
(A.S.) for its commitment to the quality of life in Newark, New Jersey.**

A motion to adopt the resolution was made by President Grant, seconded
by Council Member Carrino and declared adopted by President Grant by the following
votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani,
President Grant.

Absent: Council Member Martinez.

- 7-R-br-4. Resolution recognizing and commending Local #617 of the Service Employees
(A.S.) International Union, AFL-CIO, for its commitment to the quality of life in Newark,
New Jersey.**

A motion to adopt the resolution was made by President Grant, seconded
by Council Member Harris and declared adopted by President Grant by the following
votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani,
President Grant.

Absent: Council Member Martinez.

- 7-R-br-5. Resolution recognizing and commending Mrs. Julia M. Williams as Council
(A.S.) President for a Day.**

A motion to adopt the resolution was made by President Grant, seconded
by Council Member Rice and declared adopted by President Grant by the following
votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani,
President Grant.

Absent: Council Member Martinez.

- 7-R-br-6. Resolution recognizing and commending Ms. Bessie L. Walker, long-time Newark
(A.S.) resident, on the distinguished occasion of being selected "Sportswoman of the
Year" by the Newark Board of Education.**

A motion to adopt the resolution was made by Council Member Harris, seconded
by President Grant and declared adopted by President Grant by the following
votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani,
President Grant.

Absent: Council Member Martinez.

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**7-R-bs.
(A.S.)** Resolution expressing profound sorrow and regret at the passing of the Honorable Christopher Jackman, former New Jersey State Senator and Assemblyman representing the 33rd Legislative District in West New York.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

**7-R-bt.
(A.S.)** Resolution appointing 12 Special Police Officers for year ending December 1991.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

**7-R-bu.
(A.S.)** Resolution by the Newark Municipal Council supporting the New Community Corporation (Rectory Annex Urban Renewal Corp.) application for financing in the amount of \$650,000. to the New Jersey Urban Development Corporation for the rehabilitation of 218-227 West Market Street.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

**7-R-bv.
(A.S.)** Resolution authorizing Mayor and Business Administrator to expend Special Projects Program funds in amount of \$1,666,000. from United States Department of Housing and Urban Development (HUD) for open public spaces component of the New Jersey Performing Arts Center.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

**7-R-bw.
(A.S.)** Resolution commemorating January 22, 1991, as the 73rd Anniversary of Ukrainian Independence.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

**7-R-bx.
(A.S.)** Temporary emergency resolution appropriating \$850,000.-Department of Health and Human Services, Division of Community Health, Miscellaneous, Emergency Medical Services; said funds shall be provided in 1991 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Counsel February 6, 1991)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

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7-R-by.
(A.S.)

Resolution ratifying and authorizing Business Administrator to enter into contract with University of Medicine and Dentistry of New Jersey for settlement of past debts due to University for Emergency Medical Services provided for period July 1, 1986 to June 30, 1990, in amount of \$3,500,000.; \$2,700,000 appropriated in Department of Administration; \$800,000. will be paid from temporary emergency appropriation.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council on February 5, 1991)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

7-R-bz.
(A.S.)

Resolution ratifying and authorizing Business Administrator to enter into contract with University of Medicine and Dentistry of New Jersey for Emergency Medical Services, for period July 1, 1990 through June 30, 1995, contract payment will be made once every six months in amount of \$400,000. plus an amount inflated at an annual rate of 5% per annum; \$800,000. will be paid by temporary emergency appropriation, cost of contract in future contingent upon appropriation of budget funds each year.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council of February 6, 1991)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

7-R-ca.
(A.S.)

Resolution posthumously recognizing and commending noted photographer Al Henderson.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

7-R-cb.
(A.S.)

Resolution authorizing transfer of Financial (tax abatement) Agreement from 261 University Urban Renewal Equities Group, a New Jersey Partnership, to 261 University Urban Renewal Corporation, for premises known as Block 83, Lot 2 more commonly known as 1280-1306 Raymond Boulevard and 1-55 Market Street.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Villani, President Grant.

Not Voting: Council Member Tucker.

Absent: Council Member Martinez.

February 6, 1991

7-R-cc.
(A.S.)

Resolution confirming action taken by Business Administrator to secure services of P. & C. Scaffold Erectors, Inc., pursuant to N.J.S.A. 40A:11-6; further, ratifying and authorizing Business Administrator to execute contract with P. & C. Scaffold Erectors, Inc., 193 Normandy Road, Edison, New Jersey 08820, for erection and dismantling of scaffold equipment, for total sum of \$27,168., for period October 29, 1990 to October 28, 1991; further, authorizing Business Administrator to enter into contract with said contractor for one year rental of scaffolding equipment at a rate of \$3,250., totalling \$39,000.; further, authorizing Business Administrator to execute Change Orders as needed to fulfill the goals of the project in an amount not to exceed in additional \$9,200. (Exterior sealing of Krueger Mansion)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

7-R-cd.
(A.S.)

Resolution authorizing Mayor and Director of Development to execute and enter into Memorandum of Understanding, with Kemsco Development Company, Inc., Redeveloper, 139 Harper Street, Newark, New Jersey 07114, to undertake the redevelopment of twenty-seven City-owned vacant lots known as Block 1921, Lots 33, 37 and 39, Block 1922, Lots 12, 13, 49, 50 and 51 and Block 1923, Lots 26, 27, 28, 30, 32 and 34.

(Various properties on North 12th Street, North 13th Street and 7th Avenue 194 units of low-rent, townhouse and public housing in North and West Wards)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Carrino, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

7-R-ce.
(A.S.)

Resolution authorizing Mayor and Director of Engineering to execute contract with Grad Associates, P.A., One Gateway Center, Newark, New Jersey 07102, for performance of architectural services at Krueger-Scott Mansion Restoration, for total sum of \$244,944.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$9,200.; project should be completed within six (6) months of notice to proceed. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite Ms. Katherine J. Lenix-Hooker, Executive Director, Krueger-Scott Mansion to meet with the Council at a future special conference was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Rice, Tucker, Villani.

Not Voting: Council Member Harris, President Grant.

Absent: Council Member Martinez.

7-R-cf.
(A.S.)

Resolution establishing Petty Cash Fund for various departments and agencies for the year 1991.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

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- 7-R-cg. Resolution confirming action taken by Business Administrator to secure
(A.S.) services of C.H. Sanders Construction Co., Inc.; further, ratifying and authorizing Business Administrator to enter into contract with C.H. Sanders Construction Co., Inc., 40 Clinton Street, Newark, New Jersey 07102 for construction of 4 Newsstands and 3 Police Kiosks, for period August 1, 1989 to July 31, 1991, in total amount of \$350,200.; further authorizing Business Administrator to execute Change Orders as needed to fulfill goals of this project, in amount of \$82,509.; further, authorizing Business Administrator to execute Change Orders as needed to fulfill goals of this project in amount of additional \$9,200., a partial certification of funds is in amount of \$300,620., performance beyond this amount is subject to and conditioned upon a further certification of funds; further, rescinding Resolution 7-R-c (S), January 29, 1991.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

MOTIONS.

- 7-M-a. A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - RECOGNIZING AND COMMENDING NEWARK MUNICIPAL COURT JUDGE ANTHONY GUERINO UPON HIS RECENT NOMINATION AS PRESIDENT OF THE ESSEX COUNTY MUNICIPAL COURTS ASSOCIATION was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-b. A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - RECOGNIZING AND COMMENDING THE BLACK UNITED FUND OF NEW JERSEY, FOR EXEMPLARY HUMANITARIAN SERVICE DURING ITS 10TH ANNUAL FUND RAISING CAMPAIGN, IN COMMEMORATION OF BLACK HISTORY MONTH was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-c. A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - COMMENDING NEWARK'S ARTS HIGH SCHOOL AND ITS OUTSTANDING STUDENT ACTORS IN GARNERING TOP, ALL-ROUND HONORS IN THE RECENT 1991 NEW JERSEY HIGH SCHOOL THEATER COMPETITION was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-d. A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - SUPPORTING ASSEMBLY BILL A-3327, WHICH WOULD DESIGNATE MAY 7TH OF EACH YEAR AS "VIETNAM VETERANS REMEMBRANCE DAY" was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-e. A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HENRY BOWMAN OF NEWARK was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

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- 7-M-f. **A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. VALERIE HAYNES OF NEWARK** was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-g. **A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MATTIE K. THOMAS MITCHELL OF NEWARK** was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-h. **A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MISS IDA BARNASH OF EAST ORANGE, A RETIRED NEWARK PUBLIC SCHOOL TEACHER** was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-i. **A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. JOSEPHINE D. KAFTAN OF NEWARK** was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-j. **A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES HILL OF NEWARK** was made by the President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-k. **A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DONALD ARMSTRONG OF NEWARK** was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-l. **A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. VINCENT J. GUARINO OF NEWARK** was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-m. **A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. PEARL WATSON OF NEWARK** was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

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- 7-M-n.** A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. FLOSSIE JOHNSON OF NEWARK was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-o.** A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. CARRIE ETTA KEMP OF NEWARK was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-p.** A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MARVIN D. TALLEY OF NEWARK was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-q.** A MOTION - SPONSORED BY COUNCIL PRESIDENT RALPH T. GRANT, JR. - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN A. CAPUTO OF NEWARK was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-r.** A MOTION - SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS, CHAIRMAN OF THE COUNCIL COMMITTEE ON BANKING - "ENDORING PARTIAL DEREGULATORY PROPOSED BANKING REFORMS OF THE BUSH ADMINISTRATION, I.E., INTERSTATE BANKING, NEW LINES OF BUSINESS AND THE CONSOLIDATION OF BANKS AND SAVINGS & LOAN ASSOCIATIONS. THE COUNCIL IS IN COMPLETE OPPOSITION, HOWEVER, TO THE BUSH PROPOSAL OF COMMERCIAL AND INDUSTRIAL OWNERSHIP OF BANKS, AS WELL AS THE DISCOURAGEMENT OF FEDERAL REGULATORS TO FULLY REIMBURSE UNINSURED DEPOSITORS DURING BANK INSOLVENCY, AND THE LACK OF COMPLETE GOVERNMENT FINANCIAL ASSISTANCE OF ENDANGERED SMALL LENDING INSTITUTIONS was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-s.** A MOTION SUPPORTING CHIEF EXECUTIVE SHARPE JAMES OF NEWARK IN HIS ONGOING EFFORTS TO ACQUIRE FUNDS FROM THE COUNTY OF ESSEX FOR THE DEVELOPMENT OF A ROLLER SKATING AREA IN BRANCH BROOK PARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-t.** A MOTION - SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DAVID WRIGHT OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

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- 7-H-u. A MOTION - SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. OZZIE BROWN OF NEWARK** was made by the Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-v. A MOTION - SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOSEPH KEENE OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-w. A MOTION - SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. SUSAN BRENNAN HARKINS OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-x. A MOTION - SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ALEXANDER W. CHARRON, SR., OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-y. A MOTION - SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. CORINE WHITE** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-z. A MOTION - SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN BRANHAM** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-ba. A MOTION - SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES R. VAUGHN** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-bb. A MOTION - SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. EDDIE FLOYD OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

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- 7-M-bc. A MOTION - SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HARMON JENKINS, SR., OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-bd. A MOTION REQUESTING THE BOARD OF EDUCATION TO SUPPLY THE MUNICIPAL COUNCIL WITH THE NUMBER OF EMPLOYEES BY CATEGORY BY YEAR FOR THE YEARS 1982 THROUGH 1990** was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-be. A MOTION TO INVITE REPRESENTATIVES OF ALL (15) BANKING AND LENDING INSTITUTIONS THAT ARE RECORDED AS CITY OF NEWARK DEPOSITORIES, TO A PRE-CONFERENCE MEETING OF THE MUNICIPAL COUNCIL ON WEDNESDAY, FEBRUARY 20, 1991,** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-bf. A MOTION TO REINSTITUTE THE CITY OF NEWARK'S FISCAL ADVISORY BOARD WHICH WILL MEET AND CHART FISCAL INITIATIVES** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-bg. A MOTION REQUESTING THE POLICE DIRECTOR TO ASSURE THAT ALL FORMER SPECIAL POLICE OFFICERS RETURN THEIR GUNS AND BADGES TO THE APPROPRIATE AUTHORITY WHEN THEY HAVE NOT BEEN REAPPOINTED** was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-bh. A MOTION - SPONSORED BY COUNCIL MEMBER-AT-LARGE GARY HARRIS - "DENOUNCING A RECENT COMMENT OF ESSEX COUNTY ACTING SHERIFF ARMANDO FONTOURA DEPICTING PORTUGUESE-AMERICANS AS "THE PERFECT MINORITY". THE COMMENT, IN THE OPINION OF THE COUNCIL, BORE SUBTLE, NEGATIVE CONNOTATIONS OF RACISM** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

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- 7-M-bi. A MOTION REQUESTING THAT THE ADMINISTRATION THROUGH THE APPROPRIATE DEPARTMENTS PERFORM AN EMERGENCY INSPECTION OF THE PREMISES LOCATED AT 744 BROADWAY (CORNER OF BROADWAY AND HALLECK STREET) AND INSTITUTE WHATEVER MEASURES ARE NECESSARY TO CAUSE THE OWNERS TO CEASE AND DESIST FROM DUMPING SEWAGE ONTO THE STREET was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-bj. A MOTION COMMENDING DR. DANIEL BLUE OF THE NEWARK HOUSING AUTHORITY FOR HIS EFFORTS IN HAVING THE TOWNHOUSES ON COURT STREET DEMOLISHED was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-bk. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. DEBRA L. LANCASTER, DAUGHTER OF NEWARK POLICE CHIEF JOHN GOLBA was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-bl. A MOTION WISHING MR. STEVEN ADUBATO, SR. A SPEEDY AND HEALTHY RECOVERY was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-bm. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARY YUROW, AN ADMINISTRATIVE SECRETARY FOR NEWARK POLICE DIRECTOR CLAUDE COLEMAN was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The City Clerk presented Communication from Business Administrator Monteilh, received January 28, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Technical Assistant, Office of the Construction Official in the Department of Engineering)."
- (Technical Assistant, 1 1/1/91 \$22,105.19 - \$27,197.13
Office of the Construction
Official
(35 Hours))
(Creating title in Department of Engineering which more appropriately describes duties and responsibilities of this employee. Old title is common title. Fiscal Impact approximately \$2,000. Represented by Newark Council 21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the February 20, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

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- 8-b. The City Clerk presented Communication from Business Administrator Monteilh, received January 28, 1991, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Water Treatment Plant Operator in the Department of Engineering)."

| | | | |
|------------------|---|--------|------------------------|
| (Water Treatment | 8 | 1/1/91 | \$8.97-\$ 5.59-\$10.40 |
| Plant Operator | 8 | 1/1/92 | 9.42- 10.07- 10.92) |
| (40 Hours)) | | | |

(Creating new title in Department of Engineering. Fiscal Impact \$12,000.
for eight employees involved. Represented by I.U.I.S.T.H.E. District 6.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 20, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani,
President Grant.

Absent: Council Member Martinez.

- 8-c. The City Clerk presented Communication from Business Administrator Monteilh, received January 28, 1991, enclosing proposed "Ordinance providing for the vacation of Fourth Avenue East, as laid out 65 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the easterly line of Passaic Street to its easterly terminus."

(North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the February 20, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani,
President Grant.

Absent: Council Member Martinez.

- 8-d. The City Clerk presented Communication from Business Administrator Monteilh, received January 28, 1991, enclosing proposed "Ordinance approving the sale of the premises commonly known as 28-30 Grant Street (Tax Block 29, Lots 34 and 35), Newark, New Jersey, to Apostles House, Inc., pursuant to the provisions of N.J.S.A. 40A:12-21(K)."

(\$200.)

(North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 20, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani,
President Grant.

Absent: Council Member Martinez.

- 8-e. The City Clerk presented Communication from Business Administrator Monteilh, received January 28, 1991, enclosing proposed ordinance entitled, "An ordinance amending 'An ordinance providing for the vacation of all that part of Beardsley Avenue as shown on the Map of the Commissioners to lay out streets, avenues and squares, from North 12th Street to North 13th Street, 66 feet wide; Ordinance 6-S & F-a, adopted September 20, 1967' (To delete all of the easement reservations)."

(North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 20, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani,
President Grant.

Absent: Council Member Martinez.

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8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received January 28, 1991, enclosing proposed "Ordinance granting permission to Columbus Hospital to construct over the vacated portion of Beardsley Avenue and above and over the sewer lines existing in the vacated street bed."

(495 North 13th Street, Lot 22, Block 650)
(North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 20, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received January 29, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986, as amended (To create the title of Operator, Automated Typewriter in the Department of Land Use Control)."

(Operator, Automated 1 1/1/91 \$17,924.28-\$21,052.06

Typewriter
(35 Hours))

(Creating new title in the Department of Land Use Control. Old title is common title. No adverse fiscal impact since this change will result in a cost-saving. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 20, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

8-h.
(A.S.)

Communication from Acting Business Administrator Grant, received February 5, 1991, enclosing proposed "Ordinance to amend and supplement Title 8, Business and Occupations; Chapter 19, Wreckers (new); Section 6, Service Rates of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-k (A.S.) on page 5 in the minutes of this meeting)

8-i.
(A.S.)

Proposed "Ordinance repealing an ordinance entitled, 'Wreckers', Title 8, Chapter 19, Section 6, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(For action on this item, see Ordinance 6-F-l (A.S.) on page 5 in the minutes of this meeting)

8-j.
(A.S.)

Proposed "Ordinance to amend Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Armed Security Guard or Doorman Required, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To exempt armed security guards service at condominium developments).

(For action on this item, see Ordinance 6-F-m (A.S.) on page 6 in the minutes of this meeting)

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Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

None.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from January 11, 1991 to January 30, 1991;

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Rosary Confraternity of St. Rose of Lima Church | 10429 |
| Newark Lodge #21 B.P.O. Elks | 10433 |

RAFFLE LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Boy's and Girl's Clubs of Newark, Inc. | 10430 |
| American Diabetes Association | 10431 |
| Newark Lodge #21 B.P.O. Elks | 10432 |
| Garden State Chapter, Inc., of the Myasthenia Gravis Foundation | 10434 |
| National Council of Negro Women | 10435 |

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani,
President Grant.
Absent: Council Member Martinez.

ADJOURNMENT.

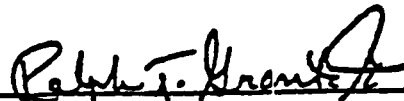
- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani,
President Grant.
Absent: Council Member Martinez.

This meeting adjourned at 1:42 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, February 20, 1991

Prior to the regularly scheduled meeting several presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:10 P.M.

The audience arose for the National Anthem.

The invocation was offered by Reverend Marie Reddick, Zion Hope Baptist Church.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Albert Mrozik, Public Relations Consultant Lois Redisch, Lieutenant Dow Wright and Detective Joseph Towe, Sergeants-At-Arms.

Absent: Council Member Carrino.

(Council Member Carrino arrived 8:17 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on February 13, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of this schedule and agenda as required by law."

Council Member Harris, through the Chair, requested that everyone rise and stand for a moment of silence in memory of Army Private Robert Talley of Newark, who recently lost his life in Operation Desert Shield.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented Report on Examination of Accounts for Newark Employees' Retirement System for Year 1989, submitted by Samuel Klein and Company, External Auditors.

(Copy submitted to each Member of the Council)

A motion that the Report be received and a staff report made thereon to the Council was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Member Carrino.

4-b. The City Clerk presented Reports of Contracts Awarded, recommended by Acting Purchasing Agent and approved by Business Administrator, for months of November and December 1990 and January 1991.

A motion that the Report of Contracts Awarded, as recommended by the Acting Purchasing Agent and approved by the Business Administrator for months of November, December 1990 and January 1991, subject to approval of the following resolutions on this agenda required for contracts which must be awarded by the Municipal Council: Resolution 7-R-g, Midpoint Registry Inc. to provide nursing services-\$250,000. and Resolution 7-R-h, Lisbon Cleaning Inc., Carpet Cleaning Services-\$16,500. was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Member Carrino.

Council Member Branch acknowledged a group of young men, in the audience, who had come to observe the Members of the Municipal Council in session.

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ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Oliver Street and Van Buren Street.**
(Oliver Street and Van Buren Street:
Stop Signs shall be installed on all approaches.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Member Carrino.

- 6-F-b. The City Clerk read **An ordinance amending Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Leslie Street.**

(Leslie Street - between Lyons Avenue and Chancellor Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Member Carrino.

- 6-F-c. The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Technical Assistant, Office of the Construction Official in the Department of Engineering).**

(Technical Assistant, 1 1/1/91 \$22,105.19 - \$27,197.13

Office of the Construction

Official (35 Hours))

(Creating title in Department of Engineering which more appropriately describes duties and responsibilities of this employee. Old title is common title. Fiscal Impact approximately \$2,000. Represented by Newark Council 21. Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Member Carrino.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 6, 1991.

6-F-d.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor." (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Water Treatment Plant Operator in the Department of Engineering).

(Water Treatment 8 1/1/91 \$8.97-\$ 5.59-\$10.40
Plant Operator 8 1/1/92 9.42- 10.07- 10.92)
(40 Hours))

(Creating new title in Department of Engineering. Old title will be abolished after said title is in place. Fiscal Impact \$12,000. for eight employees involved. Represented by I.U.I.S.T.H.E. District 6.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Member Carrino.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 6, 1991.

6-F-e.

The City Clerk read An ordinance providing for the vacation of Fourth Avenue East, as laid out 65 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the easterly line of Passaic Street to its easterly terminus.

(North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Villani and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Member Carrino.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 6, 1991.

6-F-f.

The City Clerk read An ordinance approving the sale of the premises commonly known as 28-30 Grant Street (Tax Block 29, Lots 34 and 35), Newark, New Jersey, to Apostles House, Inc., pursuant to the provisions of N.J.S.A. 40A:12-21(K).

(\$200.)

(North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Villani, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Member Carrino.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 6, 1991.

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- 6-F-g. The City Clerk read An ordinance amending an ordinance entitled, "An ordinance providing for the vacation of all that part of Beardsley Avenue as shown on the Map of the Commissioners to lay out streets, avenues and squares, from North 12th Street to North 13th Street, 66 feet wide; Ordinance 6-S & F-a, adopted September 20, 1967" (To delete all of the easement reservations).
(North Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent: Council Member Carrino.
President Grant: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 6, 1991.
- 6-F-h. The City Clerk read An ordinance granting permission to Columbus Hospital to construct over the vacated portion of Beardsley Avenue and above and over the sewer lines existing in the vacated street bed.
(495 North 13th Street, Lot 22, Block 650)
(North Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent: Council Member Carrino.
President Grant: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 6, 1991.
- 6-F-i. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986, as amended (To create the title of Operator, Automated Typewriter in the Department of Land Use Control).
(Operator, Automated 1 1/1/91 \$17,924.28-\$21,052.06
Typewriter
(35 Hours))
(Creating new title in the Department of Land Use Control. Old title is common title. No adverse fiscal impact since this change will result in a cost-saving. Represented by Newark Council 21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent: Council Member Carrino.
President Grant: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 6, 1991.

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A motion to consider Item 8-f (A.S.) on Ordinances on First Reading was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Member Carrino.

6-F-j.
(A.S.)

The City Clerk read An ordinance approving the sale of premises commonly known as 111, 123-127, 129, 131, and 133 University Avenue, Block 40, Lots 17, 25, 35, 36 and 37 to the University Heights Property Company, Inc., pursuant to the provisions of N.J.S.A. 40A:12-13(B)(1), further repealing Ordinance 6-S & F-h, December 7, 1990.

(Hospital construction project)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Member Carrino.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 6, 1991.

A motion to consider Item 8-g (A.S.) on Ordinances on First Reading was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Member Carrino.

6-F-k.
(A.S.)

The City Clerk read An ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 11, Procedures of Tax Abatement Agreements of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (Re-codifying the ordinance to reflect changes in procedures and administration), by including a provision for the certification of the Affirmative Action Office and excluding Industrial Project from Tax Abatement ineligibility.

(Copy of ordinance submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Member Carrino.

A motion to consider Item 8-h (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Member Carrino.

6-F-l.
(A.S.)

The City Clerk read An ordinance amending "An ordinance amending Title 2, Administration, Chapter 2, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented," by allowing two Members of the Newark Municipal Council to be appointed to the Commission on Veterans Affairs.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Member Carrino.

President Grant: The yeses are eight, the noes are none and one absent.

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This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 6, 1991.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance providing for the acquisition of computer equipment for the Department of Health and Human Services and appropriating \$1,000,000. therefor and authorizing the issuance of \$950,000. bonds or notes of the City for financing the cost and making the down payment for said improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement and purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the City of Newark, County of Essex, New Jersey (hereinafter referred to as the "City"). For the said improvement or purpose stated in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$1,000,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$50,000 as the down payment for said improvement or purpose required by Law, N.J.S.A. 40A:2-11, and now available by virtue of a provision in a previously adopted budget of the City and currently available for down payment or capital improvement purposes, as required by the Local Bond Law of New Jersey.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$1,000,000 appropriation not otherwise provided hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed

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\$950,000 pursuant to the Local Bond Law (N.J.S.A. 40A:2-1, et seq.).

Section 3. (a) The aggregate sum of an amount not to exceed \$1,000,000 is hereby appropriated by the City for the following project and improvement as described by project number, description of improvement or purpose, authorized amount, method of financing, and amount of bonds or notes authorized:

| <u>Project Number</u> | <u>Capital Purpose</u> | <u>Author- ized Amount</u> | <u>Down Payment Capital Improve- ment Fund and/or Capital Sur- plus Fund</u> | <u>Estimated Maximum Amount of Bonds & Notes</u> |
|---------------------------|---|------------------------------------|--|--|
| 90B5 | Acquisition of Computer Equipment, and all improvements, costs and appurtances related thereto, for the Department of Health and Human Services of the City of Newark | \$1,000,000 | \$ 50,000 | \$ 950,000 |

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$950,000.

(c) The estimated cost of said purpose is \$ 1,000,000 the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$50,000 down payment for said purposes.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose as described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law (N.J.S.A. 40A:2-22), according

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to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance is (each of which shall be undertaken in accordance with a project description, or plans and specifications on file with the City Department of Administration) as follows:

| <u>Project Number</u> | <u>Capital Purpose</u> | <u>Author- ized Amount</u> | <u>Period of Usefulness</u> |
|---------------------------|---|------------------------------------|-------------------------------------|
| 90B5 | Acquisition of Computer Equipment, and all improvements, costs and appurtenances related thereto, for the Department of Health and Human Services of the City of Newark | \$1,000,000 | 15 years |

The average period of usefulness of said purpose within the limitations of the Law, N.J.S.A. 40A:2-22, and taking into consideration the amount of the said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by said Law (N.J.S.A. 40A:2-42) has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in the Law is increased by this bond ordinance by \$950,000 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) Amounts not exceeding \$50,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Law may be included as part of the costs of said improvement and are included in the foregoing estimate thereof.

Section 5. Each of the bonds authorized herein shall be

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designated "Qualified Bond (Qualified pursuant to the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq.)" and shall contain a recital that it is issued pursuant to Title 40A of the New Jersey Statutes and is entitled to the benefits of the provisions of the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq. Within ten (10) days after the date of issuance of qualified bonds, the City shall certify to the State Treasurer the name and address of the paying agent, the maturity schedule, interest rate and dates of payment of debt service on such qualified bonds. The bonds must be registered bonds, registered as to both principal and interest, or as consistent with any applicable law in effect as of the date of issuance. The form, date, denomination, interest rate and maturity of the bonds shall be as hereafter determined by resolution of the Municipal Council.

Section 6. The Director of Finance of the City of Newark ("Chief Financial Officer") is hereby authorized to issue temporary notes or loan bonds (hereinafter "notes") of the City. All notes issued hereunder shall mature at such time and bear interest at such rate or rates as may be determined by the Chief Financial Officer; provided that no note shall mature later than one (1) year from its date. Except as to terms or conditions with respect to such notes as may be fixed or required by the Local Finance Board pursuant to N.J.S.A. 40A:3-6, the Chief Financial Officer of the City is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution and said officer's signature upon said notes shall be conclusive as to such determination; and all such notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8, N.J.S.A. 40A:2-28 and N.J.S.A. 40A:3-6. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale in such amounts as said officer may determine at not less than par and to deliver them to the purchaser thereof upon receipt of payment of the purchase price, plus accrued interest from their date to the date of delivery thereof and payment therefor. The

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Chief Financial Officer is authorized and directed to report in writing to the Municipal Council at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 7. The Chief Financial Officer is further authorized to determine the terms of the Bonds, and enter into any contracts or agreements to implement the issuance of the Bonds including agreements for bond insurance, rating agencies, printing, financial advisors, auditors and legal services, which terms and agreements shall be consistent with the Local Bond Law, or other applicable law and consistent with the terms of this ordinance. The Chief Financial Officer is directed to report in writing to the Municipal Council at the meeting next succeeding the entering into said contracts, agreements and determinations pursuant to this ordinance.

Section 8. An application and a certified copy of this ordinance as passed on first reading shall be filed with the Local Finance Board (the "Board") to qualify the bonds pursuant to the Municipal Qualified Bond Act. Upon satisfactory investigation by the Board, the Board may, by resolution, determine that the City is entitled to issue qualified bonds. Within sixty (60) days after the submission of the application and the certified copy of this ordinance, the Board shall cause its consent to be endorsed upon the ordinance authorizing the issuance of the qualified bonds if it shall be satisfied, and it shall be recorded by resolution that the City is entitled to issue qualified bonds.

Section 9. Any funds received from the State of New Jersey, or the County of Essex or any of their agencies or any funds received from the United States of America or any of its agencies or from any other source in aid of such purpose, shall be applied to the payment of the cost of such purpose, or to payment of the

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obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent such funds are so used.

Section 10. It is hereby determined that the period within which the bonds shall mature shall be not more than thirty (30) years and shall be consistent with Section 4(b) hereof.

Section 11. The Capital Budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available for public inspection.

Section 12. The governing body of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking an action in order to preserve the tax-exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 13. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the City, and unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 14. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said

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ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 15. This bond ordinance shall take effect twenty (20) days after the first publication thereof, after final adoption, as provided by said Local Bond Law.

STATEMENT

Bond Ordinance providing for the acquisition of computer equipments for the Department of Health & Human Services.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance awaiting approval of debt statement by Director of Local Government Services was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Member Carrino.

(Council Member Carrino arrived 8:17 P.M.)

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating 4th Avenue as a one-way street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

4th Avenue
Westbound, from Garside Street to Bloomfield Avenue

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT: This ordinance is creating a one-way street on 4th Avenue from Garside Street to Bloomfield Avenue.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance awaiting written approval from the Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting left turns on Orange Street at Broad Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-2, Left Turn Prohibitions, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

West on Orange Street to south on Broad Street

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

STATEMENT: This ordinance prohibits vehicles westbound on Orange Street from making a left turn onto Broad Street.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting written approval from the Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:4-1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, excluding trucks over 4 tons on Somme Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Trucks over 4 tons registered gross weight are hereby excluded from the following described street or parts of a street, except for pickup and delivery of materials on such street.

| <u>NAME OF STREET</u> | <u>LOCATION</u> |
|-----------------------|-----------------|
| Somme Street | Entire Length |

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. The Director of Engineering shall forward a copy of this ordinance to the Commissioner of Transportation for approval.

STATEMENT: This ordinance prohibits any truck over 4 tons from traveling on the entire length on Somme Street.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting written approval from the Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 244, Lot(s) 31 thru 40 (193-211 Hunterdon Street).

WHEREAS, the Municipal Council, City of Newark, New Jersey, by Resolution 7RCE, June 6, 1990 did determine that City Tax Block 244, Lot(s) 31 thru 40 (193-211 Hunterdon Street) hereinafter called "Area" is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.), as amended; and

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WHEREAS, the Central Planning Board of the City of Newark, New Jersey has considered and did approve a Resolution on December 17, 1990, which is annexed hereto, a Redevelopment Plan for said Area which includes City Tax Block 244, Lot(s) 31 thru 40 (193-211 Hunterdon Street), and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, said Central Planning Board has submitted to the Municipal Council its Resolution, Certification and Recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's Resolution, Certification and Recommendation; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed, or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

SECTION 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

SECTION 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

SECTION 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

SECTION 4. That in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby: (a) Pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) Requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and take appropriate action upon proposals and measures designed to effectuate the same.

SECTION 5. That development activity pursuant to the Redevelopment Plan shall only be related to City Tax Block 244, Lot(s) 31 thru 40 (193-211 Hunterdon Street) and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

SECTION 6. That the Redevelopment Plan for the Area, having been duly reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

SECTION 7. That this Ordinance shall take effect upon final passage and publication in accordance with Law.

STATEMENT OF PURPOSE

This Redevelopment Plan Ordinance is necessary step towards the construction of an apartment building consisting of twenty four (24) units for United Cerebral Palsy to house some of their clients.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2508, Lot(s) 29, 34 & 52 (597-605/607-609 Dr. Martin Luther King, Jr. Boulevard, 121-127/129-135 Court Street & 2-14/16-18 College Place)

WHEREAS, the Municipal Council, City of Newark, New Jersey, by Resolution 7RBW (a.s.), October 17, 1990 did determine that City Tax Block 2508, Lot(s) 29, 34 & 52 (597-605/607-609 M.K.L. Blvd., 121-127/129-135 Court Street & 2-14/16-18 College Place) hereinafter called "Area" is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.), as amended; and

WHEREAS, the Central Planning Board of the City of Newark, New Jersey has considered and did approve a Resolution on December 17, 1990, which is annexed hereto, an Redevelopment Plan for said Area which includes City Tax 2508, Lot(s) 29, 34 & 52 (597-605/607-609 M.L.K. Blvd., 121-127-129-135 Court Street & 2-14/16-18 College Place), and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, said Central Planning Board has submitted to the Municipal Council its Resolution, Certification and Recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's Resolution, Certification and Recommendation; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed, or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

SECTION 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

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SECTION 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

SECTION 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

SECTION 4. That in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby: (a) Pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) Requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and take appropriate action upon proposals and measures designed to effectuate the same.

SECTION 5. That development activity pursuant to the Redevelopment Plan shall only be related to City Tax Block 2508, Lot(s) 29, 34 & 52 (597-605/607-609 M.L.K. Blvd, 129-135 Court Street & 2-14/16-18 College Place) and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

SECTION 6. That the Redevelopment Plan for the Area, having been duly reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

SECTION 7. That this Ordinance shall take effect upon final passage and publication in accordance with Law.

STATEMENT OF PURPOSE

This Redevelopment Plan Ordinance is necessary to facilitate the reuse of the old Garrigan House and the Krueger/Scott Mansion and its addition for historic preservation.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole.

Council Member Branch, through the Chair, requested that Ms. Catherine J. Lenix-Hooker, Executive Director, Krueger-Scott Mansion Cultural Center, be invited to a future special conference to update the Members of the Municipal Council on the progress being made at the Krueger/Scott Mansion.

The motion was declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

February 20, 1991

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-7, Parking or Standing Prohibited in Certain Areas at Certain Times of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 23:5-7, Parking or Standing prohibited in certain areas at certain times, of Title 23, Traffic and Parking, of the Revised Ordinances of the CITY OF NEWARK, New Jersey, 1966, as amended and supplemented, be amended as follows:

Nothing in this Ordinance shall permit the issuance of summonses for violations of ~~13A:2-3~~ the Revised Ordinances of this City after the streets located within the aforesaid areas are swept.

SECTION 2. Any existing Ordinances or parts thereof are hereby repealed.

SECTION 3. If any section of this Ordinance is deemed contrary to law or unconstitutional, the balance of its shall remain in full force and effect.

SECTION 4. This Ordinance shall take effect upon final passage according to law.

STATEMENT

The purpose of this Ordinance is to clarify its meaning.

~~Strikeouts~~ indicate deletions and underscore indicates additions.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

February 20, 1991

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-7, Stopping or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-7 Stopping or Standing Prohibited in certain areas at certain times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

23:5-7 (a),

and by adding thereto:

23:5-7 Parking or standing prohibited in certain areas at certain times.

No person shall park or stand a vehicle:

(a) On Wednesdays only, between the hours of 12:00 noon and 4:00 P.M. on the south and west sides, and on Thursdays only, between the hours of 12:00 Noon and 4:00 P.M., on the north and east sides, of any of the streets within the area bounded:

1. On the South by 14th Avenue (S. 6th Street to Newark-Irvington line);
2. On the West by S. 18th Street from South Orange Avenue to the Newark-East Orange line, then along the Newark-East Orange line to Orange Street;
3. On the North by Orange Street from the Newark-East Orange line to Fifth Street;
4. On the East; Fifth Street from Orange Street to Sussex Avenue, then along Sussex Avenue (Fifth Street to Third Street), along Third Street (from Sussex Avenue to West Market Street), along W. Market Street (from Third Street to Bergen Street), along Bergen Street (W. Market Street to 13th Avenue), along 13th Avenue, (Bergen Street to South 6th Street), along South 6th Street (13th Avenue to Fourteenth Avenue).

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

STATEMENT

This ordinance changes the boundary line in street sweeping area covered by Ordinance 23:5-7 (a).

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend "An ordinance approving the sale of the premises commonly known as 67-72 Norfolk Street (Tax Block 2838, Lots 35, 36, 37, 38 and 39), Newark, New Jersey to Newark Renaissance House, Inc., pursuant to the provisions of N.J.S.A. 40A:12-21(1)," 6-S & F-s, April 18, 1990, to extend time periods for construction and increase square footage of building to be constructed.

WHEREAS, by virtue of Ordinance 6S&FS dated April 18, 1990 (Exhibit A), the Newark Municipal Council authorized the sale of land located at 62-72 Norfolk Street to Newark Renaissance House, Inc. (hereinafter "Newark Renaissance") a New Jersey nonprofit corporation by private sale for uses in accordance with N.J.S.A. 40A:12-21 (1); and

WHEREAS, pursuant to said Ordinance, the City contracted with Newark Renaissance dated June 1, 1990, (Exhibit B) and conveyed said property by deed dated October 12, 1990 (Exhibit C); and

WHEREAS, Newark Renaissance has requested two amendments to the redevelopment contract to extend the time periods for construction and increase the square footage of the building to be constructed; and

WHEREAS, the Department of Development has reviewed the matter and recommends these amendments be made; and

WHEREAS, the contract provides that the Municipal Council must authorize all amendments.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. The Municipal Council authorizes the Director of the Department of Development to amend the redevelopment contract authorized by Ordinance 6S&FS dated April 18, 1990 between the City of Newark and Newark Renaissance House, Inc. a not-for-profit corporation of the State of New Jersey to extend the time periods for construction and increase the square footage of the building to be constructed by the organization.

SECTION 2. The Mayor and the Director of the Department of Development be and are hereby authorized to execute, on behalf of the City of Newark, the amendment to the contract. This document shall be approved as to form and legality by the Corporation Counsel and attested to and acknowledged by the City Clerk.

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SECTION 3. A fully executed copy of the addendum to the contract shall be placed on file in the Office of the City Clerk by the Department of Development.

SECTION 4. This Ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

Passage of this Ordinance will permit the City to amend the contract to Newark Renaissance House, Inc.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Business and Occupations; Chapter 19, Wreckers (new); Section 6, Service Rates of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8, Businesses and Occupations; Chapter 19, Wreckers (new); Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended and supplemented to read in its entirety as follows:

8:19-6. Service Rates.

(a) The charges for services rendered by a licensee wholly within the City of Newark shall not exceed the following rates:

Towing from Bus Lanes

Automobiles, vans & trucks under
five tons.....\$ 65.00

Trucks, tractor trailers and other
heavy equipment over five tons.....\$ 150.00

Motorcycles or motor scooters.....\$ 35.00

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Towing with Wrecker

All automobiles.....\$ 40.00

Vans & trucks under
one ton.....\$ 55.00

Vans & trucks over one
ton, but under five tons.....\$ 35.00

Trucks, buses, tractor trailers and other
heavy equipment over five tons.....\$ 150.00

Motorcycles or motor scooters.....\$ 25.00

Towing with Flat Bed

All automobiles.....\$ 40.00

Vans & trucks under one
ton.....\$ 35.00

Vans, trucks & trailers over
one ton, but under five tons.....\$ 135.00

Storage

Automobiles \$10.00 per day
day for the
first thirty
(30) days;
\$15.00 per day
thereafter.

Vans & trucks over
one ton, but under five tons.....-\$15.00 per day
for the first
thirty days;
\$20.00 per day
thereafter.

Trucks, buses, tractor trailers and other
heavy equipment over five tons.....\$40.00 per day

Motorcycles or motor scooters\$6.00 per day

Dolly Service

Automobiles, vans & trucks under one ton.....\$70.00

Automobiles, vans and trucks over one
ton, but under five tons.....\$85.00

Trucks, buses, tractor trailers and other
heavy equipment over five tons.....\$100.00

Winching Service

Light Wreckers.....\$75.00 per hour per unit

Heavy Wreckers.....\$225.00 per hour per unit

Additional Workman Labor.....\$75.00 per hour

Transmission Service

Transmission Service.....\$25.00

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(b) In cases where a licensee must hire laborers or rent other equipment, all reasonable charges therefor, may be passed along to the owner of the vehicle.

(c) For services to or from a point outside the City of Newark, the charges shall be determined by mutual agreement of the licensee and customer.

(d) The driver or operator of a wrecker shall give the customer a receipt for the amount paid and itemize each charge thereon.

(e) The maximum rates established by this section shall be printed on a card approved by the Director, and affixed to the interior of each wreckers in a permanent and conspicuous position.

(f) The service rates shall be reviewed bi-annually by the Director and the Business Administrator to ensure that the licensee obtains a just and reasonable return on their investments.

Section 2. This Ordinance shall apply to any and all licensed Towers that operate within the City of Newark.

Section 3. All ordinance(s) or parts thereof inconsistent herewith are hereby repealed.

Section 4. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This Ordinance amends N.R.O. 8:19-6 to increase service rates and requires wrecker owners to provide customers with an itemized receipt.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

An ordinance repealing an ordinance entitled, "Wreckers", Title 8, Chapter 19, Section 6, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

February 20, 1991

Section 1. Title 8, Business and Occupations; Chapter 19, Wreckers; Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is hereby repealed.

Section 2. All ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance repeals Ordinance 6-S & F-n adopted December 19, 1990, which increased service rates for wreckers.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 15, Housing, Chapter 23, Housing Unit Guards, Section 1, Armed Security Guard or Doorman Required, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To exempt armed security guards service at condominium developments)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Armed Security Guard or Doorman required, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and the same is hereby further amended and supplemented to read in its entirety as follows:

15:13-1. Armed Security Guard Required

Except as is otherwise herein provided, all public and private housing buildings in the City of Newark, New Jersey, which contain over 75 housing units shall be required to have present on the premises on a twenty-four hour basis an armed security guard. Housing units which are situated on the grounds of hospitals, regularly patrolled by a security force, and wherein such grounds are visited by a security patrol at least once per hour, shall be exempt from the requirement of maintaining an armed security guard on the premises. The provisions of this section shall not apply to any dwelling unit which is a condominium development.

February 20, 1990

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This ordinance exempts armed security guard service for condominium developments.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the ordinance, as advertised was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

A motion to amend the ordinance by adding thereto the wording "or any rental or condominium building with units each having an individual exterior entrance" was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

The City Clerk: This ordinance, as amended, will be advertised in accordance with the law and a public hearing will be held on the ordinance, as amended, and be considered for further action on March 6, 1991.

HEARINGS OF CITIZENS.

6-HC-a. MR. GHAINDA POKLLAI, 306 SUMMIT AVENUE, JERSEY CITY, NEW JERSEY addressed the Members of the Municipal Council with respect to prayer in the schools.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. Resolution amending the 1990 Capital Budget by providing an appropriation for the acquisition of computer equipment for the Department of Health and Human Services in the total amount of \$1,000,000
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-b. Resolution authorizing the Director of Finance of the City to apply to the Local Finance Board for qualification of bonds to be issued pursuant to an ordinance entitled: "Bond ordinance providing for the acquisition of computer equipment for the Department of Health and Human Services and appropriating \$1,000,000. therefor and authorizing the issuance of \$950,000. bonds or notes of the City for financing the cost of making the down payment for said improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey," in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq.
(Copy of resolution and correspondence submitted to each Member of the Council)

February 20, 1991

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-c. Resolution authorizing Mayor and Director of Engineering to execute Contract 90-25, Tree Planting-Central Business District with Landscape Restoration, Inc., 48 16th Avenue, Elmwood Park, New Jersey 07407, lowest responsible bid submitted, for total sum of \$113,166.; project shall be completed within 245 days of Notice to Proceed; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project in net amount not to exceed additional \$9,200.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was by the Council of the Whole.

Council Member Tucker, through the Chair, requested the City Clerk to communicate with Engineering Director Zach requesting a report relative to specific locations of trees to be planted in each ward.

The motion was declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-d. Resolution recognizing and commending the United Community Corporation (UCC) for its exemplary service to the residents of Newark.**

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-e. Resolution ratifying and authorizing Business Administrator to enter into contract with Data Processing Services, Inc., 4 Sperry Road, Fairfield, New Jersey 07004, only bid received, for providing Debt Collection Services, for period July 1, 1990 to June 30, 1991; amount payable by City under aforesaid contract shall be 36% of collected debts.**
(Municipal Court's Violation Bureau)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Hon. Clifford Minor, Presiding Judge, Municipal Courts and Business Administrator Monteilh to meet with the Municipal Council at its February 26, 1991 special conference was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-f. Resolution ratifying and authorizing Business Administrator to enter into contract with Metro New Jersey/Meadowlands Convention Center, for the purpose of pursuing the potential economic benefit of the City through the tourism and convention industry, for sum of \$9,000., for period January 1, 1991 to December 31, 1991, contract may be renewed for an additional year subject to availability of sufficient legally appropriated funds; funds appropriated in 1991 Budget of Department of Development. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service," pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))**
(Payment of office space rental in the Gateway One office building)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-g. Resolution ratifying and authorizing Business Administrator to enter into contract with Midpoint Registry Inc., 60 Evergreen Place, East Orange, New Jersey 07018, lowest responsible bidder, for providing Nursing Services for Newark's Health Services, for period January 1, 1991 to December 31, 1991, for sum not to exceed \$250,000.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-h. Resolution ratifying and authorizing Business Administrator to enter into contract with Lisbon Cleaning Inc., 182 Delancy Street, Newark, New Jersey, 07105, lowest responsible bidder, for providing Carpet Cleaning Services, for sum not to exceed \$16,500., for period February 1, 1991 to January 31, 1992.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-i. Resolution authorizing Corporation Counsel to enter into contract with Triangle Computer Group, Inc., to transfer the Board of Education vendor records onto a computer disk so that it can be analyzed by the Economist and Statisticians retained by the Affirmative Action Investigative Committee, in sum of \$2,500. (Contract awarded without competitive bidding in accordance with N.J.S.A. 40A:11-3 of the Local Public Contracts Law)**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-j. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule "A", upon receipt of all documents deemed appropriate. (In accordance with ordinance)**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-k. Resolution amending Resolution 7-R-e, October 3, 1990, contract with International Youth Organization Inc., a New Jersey nonprofit corporation, for purpose of rehabilitation of 695-697 South 11th Street, for serving very low, low and moderate income individuals, by allowing them to expend balance of their original \$137,645. which is \$100,000. and \$50,000. from H.C.D.A., FY XVI, totalling \$150,000., for period November 1, 1990 through November 30, 1991.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-l. Resolution ratifying and authorizing Mayor and Director of Development to enter into contract with The Newark Apartment Improvement Program Inc., a New Jersey Non-Profit Corporation, for providing administrative funds to implement the construction of 110 Schuyler Avenue and provide technical assistance to owners and tenants through workshops in amount of \$29,000., for period January 1, 1991 to December 31, 1991, funds provided in H.C.D.A. FY XVI.**
(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-m.

Resolution ratifying and authorizing Mayor and Director of Engineering to enter into and execute contract with Love Newark Committee of the Metro Newark Chamber of Commerce, to provide City-wide beautification support services, in amount of \$20,000., for period May 1, 1990 to April 30, 1991, funds provided in H.C.D.A. FY XVI.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-n.

Resolution ratifying action taken by Mayor and Director of Engineering, pursuant to N.J.S.A. 40A:11-6, further, authorizing Mayor and Director of Engineering to execute contract with National Water Main Cleaning Co., 875 Summer Avenue, Newark, New Jersey 07104, lowest responsible proposal, for emergency sewer cleaning on McClellan Street, for total sum of \$82,378.85.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-o.

Resolution authorizing Mayor and Acting Director of Health and Human Services to submit application when it becomes available to United States Department of Housing and Urban Development, pursuant to Emergency Shelter Grants Program, Stewart B. McKinney Homeless Assistance Act (Pub. L. 100-77 and 100-628)

(Applying for funds in support of activities relating to emergency shelter for the homeless)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-p.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with New Jersey State Department of Health, for continuation of Childhood Lead Poisoning Prevention and Control Program, total estimated budget for said program is \$437,863. for period January 1, 1991 to December 31, 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-q.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept total grant award of \$13,200. and execute grant agreement with State of New Jersey Department of Community Affairs, for \$11,000. and the Newark Community School of the Arts, Inc., will contribute funds in amount of \$2,200., for period January 1, 1991 to December 31, 1991, no expenditure of municipal funds. (Provide quality recreational and educational arts programming for the handicapped)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-r. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Ernst & Young Inc., for provision of consultant services that will foster AIDS awareness and prevention activities, in amount of \$15,000., for period January 1, 1991 to February 28, 1991. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-s. Resolution ratifying and authorizing Insurance Fund Commission through City's Self Insurance Fund, to insure the "Exploring Your African-American Roots" exhibit in the Newark City Hall Rotunda, from February 1, 1991 to April 1, 1991, in amount of \$1,745. (Display borrowed from New Jersey Historical Society)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-t. Resolution amending Resolution 7-R-k, April 18, 1990, acceptance of funds from United States Department of Housing and Urban Development, for rehabilitation of buildings for use as emergency shelter services for homeless, in amount of \$259,000., for period April 1, 1990 to March 31, 1991, totalling \$518,144., by extending the period of services through June 30, 1991, all other provisions shall remain in full force and effect.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-u. Resolution amending Resolution 7-R-l, December 7, 1990, Stipulation of Settlement with regard to certain properties set forth in Schedule A, upon receipt of all documents deemed appropriate, by correcting settlement figures on property located at 40-17th Avenue, Block 2549, Lot 1, Year 1989, Jim Associates.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-v. Resolution amending Resolution 7-R-j, January 9, 1991, contract with Gustav Henningburg Associates, Inc., as consultant to provide link between City and Business Community, for term of one year, for sum not to exceed \$75,000., by correcting monthly rate of compensation which was inadvertently changed from \$6,000. to \$4,500.; all other provisions shall remain in full force and effect.
(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-w. Resolution authorizing Director of Finance to issue check in amount of \$38,260.67 payable to A to Z Maintenance, Inc., upon receipt of all documents deemed necessary by Corporation Counsel, instituted law suit for services rendered which occurred on or about April 14, 1989, in Superior Court of New Jersey, Law Division, Essex County.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-x. Resolution authorizing Director of Finance to issue check in amount of \$4,276.89 to Sherwin-Williams Co., owner of premises known as Rear 52-60 Lister Avenue, Block 2437, Lot 62, for years 1987 and 1988, interest on tax appeals; to be paid from Municipal Budget Mandatory Items.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-y. Resolution authorizing Director of Finance to issue checks to persons and in amounts shown thereon, totalling \$101,134.70, by reason of Veterans Allowance and Cash Overpayments for years 1985, 1987, 1989 and 1990.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-z. Resolution authorizing Director of Finance to issue check in amount of \$700. to Joe Bryant, refund of deposit paid at time of auction for City-owned property known as 857 South 18th Street, Block 3014, Lot 9. (City unable to convey marketable title)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ba. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Joseph Brancho and George Lopes, refund of fence deposit paid at time of closing for purchase of City-owned property known as 58 Stone Street, Block 488, Lot 32. (Purchasers have complied with conditions of sale)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-bb. **Resolution authorizing Director of Finance to issue and deliver check in amount of \$907.20 payable to Anthony DeVincentis and Jack J. Soriano, his attorney, 314 Broad Street, Bloomfield, New Jersey, 07003, upon receipt of all documents deemed necessary by Corporation Counsel, refund for 1990-1991 annual A.B.C. renewal application fee paid, which was subsequently withdrawn on behalf of Happy's Inn, Inc.**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bc. **Resolution authorizing City Treasurer to issue check in amount of \$100. to James and Mary Rutgledge, 228 South Sixth Street, Newark, New Jersey, for Certificate of Code Compliance which was never issued.**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bd. **Resolution authorizing Municipal Comptroller to issue check in amount of \$25. to P. Lepore and Sons, Inc., 41 Mitchell Street, West Orange, New Jersey, for overpayment of Building Contractor's license.**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-be. **Resolution designating reserved parking area for handicapped motorists on Wakeman Avenue, East Side, beginning 73 feet south of the southerly curblin of May Street and extending 25 feet southerly therefrom for period of one year; pursuant to N.J.S.A. 39:4-8.**
 (North Ward)
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bf. **Resolution designating reserved parking area for handicapped motorists on Van Ness Place, West Side, beginning 310 feet south of the southerly curblin of Clinton Avenue and extending 25 feet southerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.**
 (South Ward)
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

February 20, 1991

7-R-bg.

Resolution designating reserved parking area for handicapped motorists on Roseville Avenue, East Side, beginning 105 feet north of the northerly curblin of West Market Street and extending 22 feet northerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.

(West Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bh.

Resolution designating reserved parking area for handicapped motorists on South 17th Street, West Side, beginning 94 feet south of the southerly curblin of Madison Avenue and extending 25 feet northerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.

(South Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bi.

Resolution designating reserved parking area for handicapped motorists on East Kinney Street, South Side, beginning 143 feet west of the westerly curblin of Jefferson Street and extending 24 feet westerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.

(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bj.

Resolution designating reserved parking area for handicapped motorists on Oraton Street, West Side, beginning 238 feet south of the southerly curblin of Delavan Avenue and extending 20 feet southerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.

(North Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bk.

Resolution designating reserved parking area for handicapped motorists on Verona Avenue, South Side, beginning 35 feet east of the easterly curblin of Ridge Street and extending 23 feet easterly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.

(North Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

February 20, 1991

7-R-bl.

Resolution designating reserved parking area for handicapped motorists on South 10th Street, West Side, beginning 308 feet south of the southerly curblane of 9th Avenue and extending 25 feet southerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.

(West Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bm.

Resolution amending Resolution 7-R-cv (A.S.) February 15, 1989, designating bus stops, pursuant to Section 39:4-197 of Title 39 of the Revised Statutes of New Jersey, by adding bus stops along South Orange Avenue, westbound, on the northerly side thereof at South 20th Street, far side, beginning at the westerly curblane of South 20th Street and extending 100 feet westerly therefrom; deleting bus stops along South Orange Avenue, far side, beginning at westerly curblane of South 19th Street and extending 100 feet westerly therefrom.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bn.

Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$30,000., Newark Homeless Health Care Project.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bo.

Temporary emergency resolution appropriating \$30,000., Newark Homeless Health Care Project; said funds shall be provided in 1991 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bp.

Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$2,200., Handicapped Persons Recreational Opportunities Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bq.

Temporary emergency resolution appropriating \$2,200., Handicapped Persons Recreational Opportunities Program; said funds shall be provided in 1991 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-br. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$11,000., Handicapped Persons Recreational Opportunities Program.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bs. Temporary emergency resolution appropriating \$11,000., Handicapped Persons Recreational Opportunities Program; said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bt. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$331,800., Exclusive Bus Lane Program.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bu. Temporary emergency resolution appropriating \$331,800., Exclusive Bus Lane Program; said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bv. Temporary emergency resolution appropriating \$66,970., Department of Administration, Division of Office Services, Service by Contract or Agreement; said funds shall be provided in 1991 budget. (Providing centralized payment for rental of copier machines)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bw. Resolution authorizing transfer of Housing and Community Development Act, Twelfth Year (HCDA XII) Funds, from Property Acquisition, Other Expenses, \$2,137,295., to Acquisition, Multiplex Redevelopment Project, Other Expenses, \$1,470,032., Victory Gardens Redevelopment Project, Other Expenses, \$667,263., totalling \$2,137,295., pursuant to Ordinance 6-S & F-d, April 16, 1980.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

February 20, 1991

7-R-bx.

Resolution authorizing transfer of Housing and Community Development Act, Thirteenth Year (HCDA XIII) Funds, from Relocation, Other Expenses, \$744,378., Rehabilitation of City-owned Residential Buildings, Other Expenses, \$400,000., totalling \$1,144,378., to Relocation, Multiplex Redevelopment Project, Other Expenses, \$427,720., Victory Gardens Redevelopment Project, Other Expenses, \$316,658., Newark Town Center, Other Expenses, \$11,481., University Heights, Site E, Other Expenses, \$108,519., Acquisition, University Heights, Site E, Other Expenses, \$280,000., totalling \$1,144,378., pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-by.

Resolution authorizing transfer of Housing and Community Development Act, Twelfth Year (HCDA XII) Funds, from Acquisition, Multiplex Redevelopment Project, Other Expenses, \$862,032., to Newark Town Center, Other Expenses, \$328,454., University Heights, Lower Site D, Other Expenses, \$67,000., Victory Gardens Redevelopment Project, Other Expenses, \$466,263., totalling \$862,032., pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bz.

Resolution approving payment of \$75,000. as additional in lieu of tax payments from Red Star Urban Renewal Partnership, for years 1985, 1986, 1987, 1988 and 1989, until excess profits can be determined and approval of transfer of partnership, within 30 days from the adoption of this resolution.

(378-544 Delancy Street, Block 5038, Lots 76 and 90)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ca.

Resolution authorizing Mayor to execute contract with Alphonse Russomanno, Tax Map Specialist, 56 Hudson Place, Bloomfield, New Jersey, to assist in computerization of City's tax maps, for period of six months after date of adoption of resolution, maximum amount of contract is \$9,828. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cb.

Resolution authorizing Acting Tax Collector to accept \$25,000. in settlement of all taxes through the first quarter of 1991 and cancel any and all outstanding taxes and Tax Sale Certificate and Notice of Lis Pendes, for properties located at 600-604, 606-608, 610-614 South 13th Street, upon receipt of all documents deemed appropriate by Corporation Counsel; New Jersey Spill Compensation Fund and New Jersey Department of Environmental Protection vs. 68 Lock Street, Inc., et al, for reimbursement for costs incurred to cleanup and remove hazardous substances from property at 610-614 South 13th Street, Block 311, Lots 38 and 39; State compromised its lien of \$93,005.10 for \$75,000.; City of Newark willing to accept \$25,000. to satisfy its tax lien of approximately \$51,010.51; (Property to be restored to original owner-68 Lock Street, Inc.)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cc. Resolution by the Newark Municipal Council designating the corner of Hawthorne Avenue and Seymour Avenue to "Reverend J. Wendell Mapson, Sr., Square".

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cd. Temporary emergency resolution appropriating \$1,635,064., Mayor's Office and (A.S.) Agencies, Division of the Newark Public Library, Services by Contract or Agreement; said funds shall be provided in 1991 Budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ce. Resolution requesting the U.S. Postal Service to conduct a traffic flow analysis (A.S.) prior to the construction of the proposed new Post Office in Newark which is tentatively scheduled to be located in the vicinity of Springfield Avenue, Irvine Turner Boulevard and Bergen Street.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cf. Resolution expressing profound sorrow and regret at the passing of Mr. Wilbert (A.S.) Curry.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cg-1 Resolution recognizing and commending Peter A. and Margaret Cecere on the (A.S.) occasion of their Fiftieth Wedding Anniversary.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cg-2 Resolution recognizing and commending The Salvation Army Ironbound Boys' & (A.S.) Girls' and Senior Citizens Club on its 50th Anniversary.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cg-3 Resolution recognizing and commending the World Gospel Musical Association (A.S.) in conjunction with the Dr. Martin Luther King Commemorative Commission on the esteem occasion of sponsoring the Fourth Annual Celebration on Saturday, March 2, 1991.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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7-R-cg-4. Resolution recognizing and commending New York Giants Ottis Anderson for exemplary sportsmanship and character.
(A.S.)

A motion to adopt the resolution was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cg-5. Resolution recognizing and commending Richard S. Cooke as Municipal Council "1991 Educator of the Year."
(A.S.)

A motion to adopt the resolution was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cg-6. Resolution recognizing and commending Ines I. Guerrero as Municipal Council "1991 Educator of the Year."
(A.S.)

A motion to adopt the resolution was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cg-7. Resolution recognizing and commending Brenda Hoffler as Municipal Council "1991 Educator of the Year."
(A.S.)

A motion to adopt the resolution was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cg-8. Resolution recognizing and commending Ms. Sarah Bowens on the occasion of her retirement with the Newark Board of Education.
(A.S.)

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cg-9. Resolution recognizing and commending the 8th Ward Non-Partisan Club for its many years of outstanding service to the residents of the North Ward.
(A.S.)

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cg-10. Resolution recognizing and commending Newark's Clinton Memorial A.M.E.Z. Church as host of the 1990-1991 Midwinter meeting of the Board of Bishops of the African-American Methodist Episcopal Church.
(A.S.)

A motion to adopt the resolution was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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7-R-ch.
(A.S.)

Resolution authorizing Business Administrator to enter into agreement with Metropolitan Life Insurance Company, New York, New York, to permit said company to solicit employees to purchase voluntary life insurance plan in accordance with specifications and conditions which specify City of Newark will not be a contributor to pay the premiums; City of Newark will permit payment of premiums through an authorized payroll deduction plan for which contractor will reimburse City for administrative costs; said funds will be deposited in the General Funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ci.
(A.S.)

Resolution supporting Congressman Donald Payne's Position on the War in the Gulf.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Carrino.

7-R-cj.
(A.S.)

Resolution ratifying current contract with Blue Cross/Blue Shield of New Jersey for provision of Prescription Plan Service with \$1.50 co-payment, for period March 1, 1989 through February 28, 1991; further authorizing Business Administrator to execute contract with Prudential Insurance Company of America, commencing March 1, 1991 and terminating February 29, 1992, for provision of prescription plan services for all eligible active employees, certain retirees, and to their qualified dependents and as previously determined by arbitration proceeding and through labor negotiations; cost for remainder of the current fiscal year shall not exceed \$210,000.; cost of continuing said service for first half of succeeding fiscal year shall not exceed \$1,250,000.; cost of continuing to provide this benefit during subsequent years shall be contingent upon the appropriation of budget funds for those years. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(m))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ck.
(A.S.)

Resolution appointing 8 Special Police Officers for year ending December 1991.
(Horace Braswell, Willis Bruce, James Crute, Samuel Easterling, Willie Grady, Patrick Kornegay, Roy Sanders, James Wallace)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cl.
(A.S.)

Temporary emergency resolution appropriating \$600,000., Department of Police, Service by Contract or Agreement, NHA Security Contract; said funds shall be provided in 1991 Budget.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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7-R-cm.
(A.S.)

Resolution authorizing Business Administrator to enter into agreement with Benefit Trust Life Insurance Company, 1771 Howard Street, Chicago, Illinois to permit said company to solicit employees to purchase voluntary individual disability income insurance plan in accordance with specifications and conditions which specify City of Newark will not be contributor to pay the premiums; City of Newark will permit payment of premiums through an authorized payroll deduction plan for which contractor will reimburse city for administrative costs; said funds will be deposited to the General Funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cn.
(A.S.)

Resolution authorizing Corporation Counsel and Tax Collector to enter into (partial) "Consent Order to Vacate" Foreclosure judgment with each previous "Owner of Record" per attached Exhibit, for amounts and properties shown thereon. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-co.
(A.S.)

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown thereon, totalling \$160,327.05, by reason of County Board Judgments, State Board Judgments, Cash Overpayments for years 1985, 1986, 1987, 1988, 1989 and 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cp.
(A.S.)

Resolution authorizing transfer of reserve funds from Municipal Council/City Clerk, Office of the City Clerk, Equipment-\$70,000., to Services by Contract or Agreement-\$40,000., Materials and Supplies-\$30,000.; pursuant to N.J.S.A. 40A:4-59.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cq.
(A.S.)

Resolution authorizing transfer of reserve funds from from Municipal Council/City Clerk, Municipal Council, Services by Contract or Agreement-\$10,000., to Materials and Supplies-\$10,000.; pursuant to N.J.S.A. 40A:4-59.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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MOTIONS.

- 7-M-a. **A MOTION RECOGNIZING THE WEEK OF FEBRUARY 17-23, 1991 AS "NATIONAL PTA WEEK"** was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-b. **A MOTION FULLY ENDORSING AND SUPPORTING TWO ALL-PURPOSE CONGRESSIONAL BENEFITS BILLS FOR PERSIAN GULF MILITARY VETERANS. ONE, THE PERSIAN GULF WAR VETERANS BENEFITS ACT (INTRODUCED BY REPRESENTATIVE G.V. MONTGOMERY) AND THE PROPOSED, PERSIAN GULF WAR VETERANS ASSISTANCE ACT (INTRODUCED BY SENATORS DENNIS DECONCINI AND ALAN CRANSTON)** was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-c. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MARCELO J. ABASTO OF NEWARK** was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-d. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HERMAN DESANTIS OF NEWARK** was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-e. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LINWOOD KIRKLAND OF NEWARK** was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-f. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. BERTHA PICKER OF UNION** was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-g. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. BEATRICE E. LANE JANIFER OF NEWARK** was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-h. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. BRENDA SMITH BOLDEN ANDERSON OF NEWARK** was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-i. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DR. THOMAS HOLLAND, JR. OF NEWARK** was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-j. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. JULIA S. FISCHER OF MAPLEWOOD** was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-k. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DR. LUCILLE AMBROSE OF NEWARK** was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-l. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. RICHARD C. TANNER OF BRICK, A RETIRED FIREFIGHTER WITH THE NEWARK FIRE DEPARTMENT** was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-m. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ANNE JUDGE OF NEWARK, A RETIRED SPECIAL EDUCATION TEACHER WITH THE NEWARK BOARD OF EDUCATION** was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-n. A MOTION IN FULL SUPPORT OF THE U.S. CONFERENCE OF MAYORS AND THE NATIONAL LEAGUE OF CITIES OPPOSITION TO A PLANNED, BUSH ADMINISTRATION SHIFT OF \$3.2 BILLION IN COMMUNITY BLOCK GRANTS TO THE STATE LEVEL, INSTEAD OF DIRECTLY TO MUNICIPAL GOVERNMENTS** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-o. A MOTION FULLY SUPPORTING AND ENDORSING THE MANY INVALUABLE COMMUNITY AND RECREATIONAL PROGRAMS AND ACTIVITIES OF THE ROBERTO CLEMENTE LITTLE LEAGUE, INC., OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-p. A MOTION REQUESTING THE ADMINISTRATION TO PROVIDE THIS OFFICE WITH A STATUS REPORT ON THE 1990/1991 MATCHING FUNDS DESIGNATED FOR THE YOUNG PEOPLE'S INSTITUTE FOR LEARNING LOCATED AT 90 WEST PEDDIE STREET IN NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-q. A MOTION REQUESTING MAYOR SHARPE JAMES' ADMINISTRATION TO SERIOUSLY CONSIDER ESTABLISHING A SUPPORT GROUP IN NEWARK FOR THOSE FAMILIES WHO HAVE RELATIVES SERVING IN THE PERSIAN GULF** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-r. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. HATTIE I. MARSHALL OF EAST ORANGE** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-s.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. EULA LIGON OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-t.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. WILBERT CURRY, JR. OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-u.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. RACHEL HARPER DANIELS OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-v.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ANGELINA RAIMO SACCARDI OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-w.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CHARLES C. GILLIAM OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-x.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. WILLIE MAE GRANT OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-y.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARGARET M. DOLAN OF MAPLEWOOD, FORMER PROPRIETOR OF PAUL'S TAVERN AND RESTAURANT IN NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-z.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ARTHUR CHANEY, BROTHER OF BURNEY ADAMS, AIDE TO COUNCIL MEMBER DONALD BRADLEY was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-ba.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARION ADDISON, MOTHER OF MRS. SAUNDRA ADDISON-SIMPSON, AIDE TO COUNCIL MEMBER MARIE L. VILLANI was made by Council Member Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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7-M-bb.

A MOTION REQUESTING THE GENERAL PUBLIC TO SUBMIT THE NAMES OF ANY NEWARK RESIDENTS NOW SERVING IN THE PERSIAN GULF. IN ADDITION, EXTENDING AN INVITATION TO ALL FAMILIES, FRIENDS, ETC., TO JOIN WITH THE NEWARK V.F.W. POST 712 ON MARCH 3, 1991, FOR A CEREMONY IN HONOR OF THE SAME was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-M-bc.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DR. EVERRETT C. LATTIMORE, FORMER MAYOR, CLERGYMAN, SUPERINTENDENT OF SCHOOLS AND UNION COUNTY FREEHOLDER, FROM THE CITY OF PLAINFIELD, NEW JERSEY was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-M-bd.

A MOTION RESPECTFULLY REQUESTING THE ADMINISTRATION TO STUDY THE FEASIBILITY OF EXPERIMENTING WITH POLICE DOGS BETWEEN THE HOURS OF 11:00 P.M. - 7:00 A.M. AS A WAY OF CONTROLLING CRIME IN THIS CITY was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Grant.

No: Council Member Tucker.

7-M-be.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF ARMY PRIVATE ROBERT TALLEY OF NEWARK was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-M-bf.

(For action on this motion, see Motions 7-M-bc and 7-M-be)

7-M-bg.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF REVEREND JAMES CLEVELAND, NOTED MINISTER, PIANIST, COMPOSER, ARRANGER AND PRODUCER was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-M-bh.

A MOTION RESPECTFULLY REQUESTING MAYOR SHARPE JAMES TO SET ASIDE SUFFICIENT TIME TO DISCUSS THE ISSUE OF CRIME AND ITS NEGATIVE IMPACT UPON THE CITY DURING THE FORTHCOMING RETREAT WITH THE GOVERNING BODY was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-M-bi.

A MOTION REQUESTING THE APPROPRIATE OFFICIALS STRICTLY ENFORCE THE ARMED SECURITY GUARD ORDINANCE AT THE MAC EVOY APARTMENTS LOCATED AT 140 ROSEVILLE AVENUE, NOTWITHSTANDING THE PENDING APPEAL OF SAID LEGISLATION was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-M-bj.

A MOTION REQUESTING THE ENGINEERING DIRECTOR TO HAVE ORDINANCES PREPARED REQUIRING FOUR-WAY STOP SIGNS AT THE INTERSECTIONS OF NIAGARA AND KOSSUTH STREETS AND CHESTNUT AND ADAMS STREETS was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-bk. A MOTION REQUESTING THE COUNTY TO CHECK THE FEASIBILITY FOR RESIDENTS OF NUTTMAN STREET TO UTILIZE THE VACANT LAND BEHIND THE JAIL FOR PARKING was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-b1. A MOTION REQUESTING THE ESSEX COUNTY EXECUTIVE AND THE ESSEX COUNTY BOARD OF CHOSEN FREEHOLDERS TO STUDY THE FEASIBILITY OF RETAINING THOSE DIABETIC AND FOOD CARE SERVICES EMPLOYEES EMPLOYED AT THE COUNTY HOSPITAL WHOSE JOBS ARE IN JEOPARDY BECAUSE OF COUNTY LAY-OFFS was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-bm. A MOTION CONGRATULATING ESSEX COUNTY PROSECUTOR HERBERT H. TATE, JR., FOR BEING SELECTED BY THE ESSEX COUNTY BOARD OF CHOSEN FREEHOLDERS AS AFRICAN-AMERICAN OF THE YEAR was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The City Clerk presented Communication from Business Administrator Monteilh, received February 8, 1991, enclosing proposed "Ordinance approving the purchase of premises commonly known as 108 Wilsey Street, Newark, New Jersey, Block 405, Lot 32 (Central Ward) from the Housing Authority of the City of Newark for a nominal consideration pursuant to the provisions of N.J.S.A. 40A:12-5 (a) (1)."
(\$1.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the March 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 8-b. The City Clerk presented Communication from Business Administrator Monteilh, received February 8, 1991, enclosing proposed "Ordinance approving the purchase of premises commonly known as 127-129 West Market Street and 110-116 Wilsey Street, Newark, New Jersey, Block 405, Lots 30 and 31 (Central Ward) from the Housing Authority of the City of Newark for a nominal consideration pursuant to the provisions of N.J.S.A. 40A:12-5 (a) (1)."
(\$1.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the March 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received February 8, 1991, enclosing proposed "Ordinance approving the purchase of premises commonly known as 121 West Market Street, Newark, New Jersey, Block 405, Lots 27, 23, 28, 7, 29 and 24 (Central Ward) from the Housing Authority of the City of Newark for a nominal consideration pursuant to the provisions of N.J.S.A. 40A:12-5 (a) (1)."

(\$1.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received February 8, 1991, enclosing proposed "Ordinance amending 'An ordinance granting permission to New Jersey Bell Telephone Company to construct and maintain two (2) cross connect boxes within two (2) easement areas described herein and located in Block 4074, Lot 19 and Block 2591, Lot 42' Ordinance 6-S & F-j dated August 1, 1989."

(Relocates location of easement within Block 4074, Lot 19)

(Norwood Street - West Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

8-e.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received January 14, 1991, enclosing proposed "Ordinance to grant five (5) years of tax abatement for a commercial improvement erected on premises known as 10-16 Stockton Street, Block 5038, Lot 3.01 on the Official Tax Map (Year 1990) of the City of Newark, New Jersey." (East Ward)

(A & M Ferreira Urban Renewal Associates)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

8-f.
(A.S.)

Communication from Business Administrator Monteilh, received February 19, 1991, enclosing proposed "Ordinance approving the sale of premises commonly known as 111, 123-127, 129, 131, and 133 University Avenue, Block 40, Lots 17, 25, 35, 36 and 37 to the University Heights Property Company, Inc., pursuant to the provisions of N.J.S.A. 40A:12-13(B)(1), further repealing Ordinance 6-S & F-h, December 7, 1990."

(Hospital construction project)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance, see Ordinance 6-F-j (A.S.) on page 5 in the minutes of this meeting)

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- 8-g. **Proposed "Ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 11, Procedures of Tax Abatement Agreements of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (Re-codifying the ordinance to reflect changes in procedures and administration), by including a provision for the certification of the Affirmative Action Office and excluding Industrial Project from Tax Abatement ineligibility."**
(A.S.)

(Copy of ordinance submitted to each Member of the Council)

(For action on this ordinance, see Ordinance 6-F-k (A.S.) on page 5 in the minutes of this meeting)

- 8-h. **Proposed "Ordinance amending 'An ordinance amending Title 2, Administration, Chapter 2, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented,' by allowing two Members of the Newark Municipal Council to be appointed to the Commission on Veterans Affairs."**
(A.S.)

(Copy of ordinance submitted to each Member of the Council)

(For action on this ordinance, see Ordinance 6-F-l (A.S.) on pages 5 and 6 in the minutes of this meeting)

- 8-i. **The City Clerk presented Communication from Business Administrator Monteilh, received February 20, 1991, enclosing proposed "Ordinance supplementing Title 11AA, Fire Prevention Code, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to create a Chapter 3, Limiting the Use and Possession of Portable Kerosene Heaters."**
(A.S.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-j. **The City Clerk presented Communication from Business Administrator Monteilh, received February 20, 1991, enclosing proposed "Ordinance ratifying and authorizing execution of a lease between the Department of Military and Veterans' Affairs, State of New Jersey, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 120 Roseville Avenue, Newark, New Jersey, Block 1905, Lot 28, for the sum of \$2,758., for a period of 11 days."**
(A.S.)

(February 16, 1991 to March 2, 1991 - Training of candidates for the position of Newark Firefighter as mandated by United States District Court)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Petitions.

None.

February 20, 1991

PENDING BUSINESS ON THE AGENDA.

None.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from January 31, 1991 to February 7, 1991:

BINGO LICENSES

Seth Boyden Tenants Association - No. 60
Branch Brook Senior Citizens Tenant Association - No. 61

RAFFLE LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| St. Vincent Academy Parent and Guardian Guild | 10329 (Amended) |
| Combined Societies of St. Patrick's | 10436 |
| Ms. Civic Association | 10437 |
| Babyland Nursery, Inc. | 10438 |
| Our Lady of Mount Carmel Catholic Church | 10439 |
| St. John's Ukrainian Catholic School Mother's Club | 10440 |
| Zonta International Club, Zonta Club of Greater Newark | 10441 |

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

ADJOURNMENT.

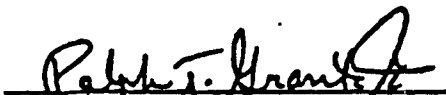
- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes;
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 8:45 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, March 6, 1991

Prior to the regularly scheduled meeting, presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:35 P. M.

The audience arose for the National Anthem.

The Invocation was offered by Council President Ralph T. Grant, Jr.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Legislative Research Officer Elmer Herrmann, Assistant Corporation Counsel Michelle Hollar-Gregory, Public Relations Consultants Delores Wheat, Lois Redisch and Harold Edwards, Lieutenant Angelo Suppa and Lieutenant James Reed, Sergeants-at-Arms.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on February 28, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

- 4-a. The City Clerk presented **Tax Abatement and Special Taxes Revenue Report, October 1, 1990 through December 31, 1990, submitted by Department of Finance.**
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 4-b. The City Clerk presented **Reports of Office of City Clerk, for months October, November and December, 1990.**

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 4-c. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held January 11, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 4-d. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held January 11, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

March 6, 1991

- 4-e. The City Clerk presented **Calendar Year Report of Newark Alcoholic Beverage Control for 1990.**

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 4-f. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held January 17, 1991.**

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 4-g. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority of the City of Newark, held January 17, 1991.**

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 4-h. The City Clerk presented **Copy of Minutes of Special Meeting of Housing Authority of the City of Newark, held November 27, 1990.**

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 4-i. The City Clerk presented **Copy of Minutes of Special Meeting of Housing Authority of the City of Newark, held January 24, 1991.**

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Oliver Street and Van Buren Street.**

(Oliver Street and Van Buren Street:

Stop Signs shall be installed on all approaches.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 6-F-b. The City Clerk read **An ordinance amending Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Leslie Street.**
 (Leslie Street - between Lyons Avenue and Chancellor Avenue)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeases are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 20, 1991.

- 6-F-c. The City Clerk read **An ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 11, Procedures of Tax Abatement Agreements of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, (Re-codifying the ordinance to reflect changes in procedures and administration), by including a provision for the certification of the Affirmative Action Office and excluding Industrial Project from Tax Abatement ineligibility.**
 (Copy of ordinance submitted to each Member of the Council)
 (Assistant Corporation Counsel Watson, Assistant Corporation Counsel Hollar-Gregory and Mr. Mark Portnoy, Representative, Newark Economic Development Corporation met with the Council, March 5, 1991)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeases are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 20, 1991.

- 6-F-d. The City Clerk read **An ordinance approving the purchase of premises commonly known as 108 Wilsey Street, Newark, New Jersey, Block 405, Lot 32 (Central Ward) from the Housing Authority of the City of Newark for a nominal consideration pursuant to the provisions of N.J.S.A. 40A:12-5 (a) (1).**
 (\$1.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeases are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 20, 1991.

- 6-F-e. The City Clerk read **An ordinance approving the purchase of premises commonly known as 127-129 West Market Street and 110-116 Wilsey Street, Newark, New Jersey, Block 405, Lots 30 and 31 (Central Ward) from the Housing Authority of the City of Newark for a nominal consideration pursuant to the provisions of N.J.S.A. 40A:12-5 (a) (1).**
 (\$1.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

995
March 6, 1991

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 20, 1991.

6-F-f. The City Clerk read **An ordinance approving the purchase of premises commonly known as 121 West Market Street, Newark, New Jersey, Block 405, Lots 27, 23, 28, 7, 29 and 24 (Central Ward) from the Housing Authority of the City of Newark for a nominal consideration pursuant to the provisions of N.J.S.A. 40A:12-5 (a)(1).**
(\$1.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 20, 1991.

6-F-g. The City Clerk read **An ordinance amending "An ordinance granting permission to New Jersey Bell Telephone Company to construct and maintain two (2) cross connect boxes within two (2) easement areas described herein and located in Block 4074, Lot 19 and Block 2591, Lot 42" Ordinance 6-S & F-j dated August 1, 1989.**

(Relocates location of easement within Block 4074, Lot 19)

(Norwood Street - West Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 20, 1991.

6-F-h. The City Clerk read **An ordinance to grant five (5) years of tax abatement for a commercial improvement erected on premises known as 10-16 Stockton Street, Block 5038, Lot 3.01 on the Official Tax Map (Year 1990) of the City of Newark, New Jersey. (East Ward)**

(A & M Ferreira Urban Renewal Associates)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 20, 1991.

6-F-i.

The City Clerk read **An ordinance supplementing Title 11AA, Fire Prevention Code, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to create a Chapter 3, Limiting the Use and Possession of Portable Kerosene Heaters.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 20, 1991.

6-F-j.

The City Clerk read **An ordinance ratifying and authorizing execution of a lease between the Department of Military and Veterans' Affairs, State of New Jersey, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 120 Roseville Avenue, Newark, New Jersey, Block 1905, Lot 28, for the sum of \$2,758., for a period of 11 days.**

(February 16, 1991 to March 2, 1991 - Training of candidates for the position of Newark Firefighter as mandated by United States District Court)

(West Ward - Roseville Avenue Armory)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 20, 1991.

A motion to consider Items 8-b, 8-j(A.S.), 8-k (A.S.) and 8-l(A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-k.

The City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Wilson Avenue.**

(Wilson Avenue - North Side, beginning 105 feet west of the westerly curbline of Hensler Street and extending 40 feet westerly therefrom.)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 20, 1991.

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**6-F-1.
(A.S.)** The City Clerk read **An ordinance to amend Title 27, Zoning, Chapter 3, District Regulations, Article 9, First Industrial District Regulations, Section 44, Use Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding Go-Go establishments thereto).**

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Central Planning Board)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 20, 1991.

**6-F-11.
(A.S.)** The City Clerk read **An ordinance to amend Title 27, Zoning, Chapter 3, District Regulations, Article 8, Fourth Business District Regulations, Section 38, Use Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding Go-Go establishments thereto).**

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Central Planning Board)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 20, 1991.

**6-F-n.
(A.S.)** The City Clerk read **An ordinance to amend Title 27, Zoning, Chapter 4, Additional and Special Regulations; Conditional Uses, Article 3, Conditional Use Regulations, Section 7, Enumerated; Applications; Procedure, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding Go-Go establishments thereto).**

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Central Planning Board)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Harris.

President Grant: The yeses are eight, the noes are none and one absent during roll call. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 20, 1991.

A motion to consider Item 8-n (A.S.) on Ordinances on First Reading was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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6-F-o.
(A.S.)

The City Clerk read a **Bond ordinance** reappropriating cash balances from previously adopted **Bond Ordinance No. 6-S & F-c**, adopted July 26, 1988 and determining that said appropriation, including bond proceeds, is no longer needed for the purpose set forth in said ordinance and amending said ordinance to reflect the cancellation of said appropriation in the amount of \$35,000., and transferring \$35,000. to the capital surplus fund and appropriating \$35,000. from the capital surplus fund to the purpose set forth herein, for the acquisition of a tennis facility in the City of Newark, authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.
(417-459 Martin Luther King, Jr. Boulevard)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 20, 1991.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading, and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance providing for the acquisition of computer equipment for the Department of Health and Human Services and appropriating \$1,000,000. therefor and authorizing the issuance of \$950,000. bonds or notes of the City for financing the cost and making the down payment for said improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring),
AS FOLLOWS:

Section 1. The improvement and purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the City of Newark, County of Essex, New Jersey (hereinafter referred to as the

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"City"). For the said improvement or purpose stated in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$1,000,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$50,000 as the down payment for said improvement or purpose required by Law, N.J.S.A. 40A:2-11, and now available by virtue of a provision in a previously adopted budget of the City and currently available for down payment or capital improvement purposes, as required by the Local Bond Law of New Jersey.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$1,000,000 appropriation not otherwise provided hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$950,000 pursuant to the Local Bond Law (N.J.S.A. 40A:2-1, et seq.).

Section 3. (a) The aggregate sum of an amount not to exceed \$1,000,000 is hereby appropriated by the City for the following project and improvement as described by project number, description of improvement or purpose, authorized amount, method of financing, and amount of bonds or notes authorized:

| <u>Project Number</u> | <u>Capital Purpose</u> | <u>Author- ized Amount</u> | <u>Down Payment Capital Improve- ment Fund and/or Capital Sur- plus Fund</u> | <u>Estimated Maximum Amount of Bonds & Notes</u> |
|---------------------------|---|------------------------------------|--|--|
| 90B5 | Acquisition of Computer Equipment, and all improvements, costs and appurtances related thereto, for the Department of Health and Human Services of the City of Newark | \$1,000,000 | \$ 50,000 | \$ 950,000 |

March 6, 1991

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$950,000.

(c) The estimated cost of said purpose is \$ 1,000,000 the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$50,000 down payment for said purposes.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose as described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law (N.J.S.A. 40A:2-22), according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance is (each of which shall be undertaken in accordance with a project description, or plans and specifications on file with the City Department of Administration) as follows:

| <u>Project Number</u> | <u>Capital Purpose</u> | <u>Author- ized Amount</u> | <u>Period of Usefulness</u> |
|---------------------------|---|------------------------------------|-------------------------------------|
| 90B5 | Acquisition of Computer Equipment, and all improvements, costs and appurtances related thereto, for the Department of Health and Human Services of the City of Newark | \$1,000,000 | 15 years |

The average period of usefulness of said purpose within the limitations of the Law, N.J.S.A. 40A:2-22, and taking into consideration the amount of the said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

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(c) The Supplemental Debt Statement required by said Law (N.J.S.A. 40A:2-42) has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in the Law is increased by this bond ordinance by \$950,000 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) Amounts not exceeding \$50,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Law may be included as part of the costs of said improvement and are included in the foregoing estimate thereof.

Section 5. Each of the bonds authorized herein shall be designated "Qualified Bond (Qualified pursuant to the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq.)" and shall contain a recital that it is issued pursuant to Title 40A of the New Jersey Statutes and is entitled to the benefits of the provisions of the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq. Within ten (10) days after the date of issuance of qualified bonds, the City shall certify to the State Treasurer the name and address of the paying agent, the maturity schedule, interest rate and dates of payment of debt service on such qualified bonds. The bonds must be registered bonds, registered as to both principal and interest, or as consistent with any applicable law in effect as of the date of issuance. The form, date, denomination, interest rate and maturity of the bonds shall be as hereafter determined by resolution of the Municipal Council.

Section 6. The Director of Finance of the City of Newark ("Chief Financial Officer") is hereby authorized to issue temporary notes or loan bonds (hereinafter "notes") of the City. All notes issued hereunder shall mature at such time and bear interest at such rate or rates as may be determined by the Chief Financial Officer; provided that no note shall mature later than

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one (1) year from its date. Except as to terms or conditions with respect to such notes as may be fixed or required by the Local Finance Board pursuant to N.J.S.A. 40A:3-6, the Chief Financial Officer of the City is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution and said officer's signature upon said notes shall be conclusive as to such determination; and all such notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8, N.J.S.A. 40A:2-28 and N.J.S.A. 40A:3-6. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale in such amounts as said officer may determine at not less than par and to deliver them to the purchaser thereof upon receipt of payment of the purchase price, plus accrued interest from their date to the date of delivery thereof and payment therefor. The Chief Financial Officer is authorized and directed to report in writing to the Municipal Council at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 7. The Chief Financial Officer is further authorized to determine the terms of the Bonds, and enter into any contracts or agreements to implement the issuance of the Bonds including agreements for bond insurance, rating agencies, printing, financial advisors, auditors and legal services, which terms and agreements shall be consistent with the Local Bond Law, or other applicable law and consistent with the terms of this ordinance. The Chief Financial Officer is directed to report in writing to the Municipal Council at the meeting next succeeding the entering into said contracts, agreements and determinations pursuant to this ordinance.

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Section 8. An application and a certified copy of this ordinance as passed on first reading shall be filed with the Local Finance Board (the "Board") to qualify the bonds pursuant to the Municipal Qualified Bond Act. Upon satisfactory investigation by the Board, the Board may, by resolution, determine that the City is entitled to issue qualified bonds. Within sixty (60) days after the submission of the application and the certified copy of this ordinance, the Board shall cause its consent to be endorsed upon the ordinance authorizing the issuance of the qualified bonds if it shall be satisfied, and it shall be recorded by resolution that the City is entitled to issue qualified bonds.

Section 9. Any funds received from the State of New Jersey, or the County of Essex or any of their agencies or any funds received from the United States of America or any of its agencies or from any other source in aid of such purpose, shall be applied to the payment of the cost of such purpose, or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent such funds are so used.

Section 10. It is hereby determined that the period within which the bonds shall mature shall be not more than thirty (30) years and shall be consistent with Section 4(b) hereof.

Section 11. The Capital Budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available for public inspection.

Section 12. The governing body of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking an action in order to preserve the tax-exempt status of the

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debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 13. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the City, and unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 14. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 15. This bond ordinance shall take effect twenty (20) days after the first publication thereof, after final adoption, as provided by said Local Bond Law.

STATEMENT

Bond Ordinance providing for the acquisition of computer equipments for the Department of Health & Human Services.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and table the ordinance was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating 4th Avenue as a one-way street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

4th Avenue
Westbound, from Garside Street to Bloomfield Avenue

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT: This ordinance is creating a one-way street on 4th Avenue from Garside Street to Bloomfield Avenue.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Villani and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting left turns on Orange Street at Broad Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-2, Left Turn Prohibitions, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

West on Orange Street to south on Broad Street

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

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Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

STATEMENT: This ordinance prohibits vehicles westbound on Orange Street from making a left turn onto Broad Street.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance awaiting written approval from the Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:4-1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, excluding trucks over 4 tons on Somme Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Trucks over 4 tons registered gross weight are hereby excluded from the following described street or parts of a street, except for pickup and delivery of materials on such street.

| <u>NAME OF STREET</u> | <u>LOCATION</u> |
|-----------------------|-----------------|
| Somme Street | Entire Length |

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. The Director of Engineering shall forward a copy of this ordinance to the Commissioner of Transportation for approval.

STATEMENT: This ordinance prohibits any truck over 4 tons from traveling on the entire length on Somme Street.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

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Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

President Grant: The yeases are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second reading and final passage:

Ordinance to amend Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Armed Security Guard or Doorman Required, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To exempt armed security guards service at condominium developments or any rental or condominium building with units each having an individual exterior entrance).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Armed Security Guard or Doorman required, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and the same is hereby further amended and supplemented to read in its entirety as follows;

15:13-1. Armed Security Guard Required

Except as is otherwise herein provided, all public and private housing buildings in the City of Newark, New Jersey, which contain over 75 housing units shall be required to have present on the premises on a twenty-four hour basis an armed security guard. Housing units which are situated on the grounds of hospitals, regularly patrolled by a security force, and wherein such grounds are visited by a security patrol at least once per hour, shall be exempt from the requirement of maintaining an armed security guard on the premises. The provisions of this section shall not apply to any dwelling unit which is a condominium development or any rental or condominium building with units each having an individual exterior entrance.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This ordinance exempts armed security guard service for condominium developments.

President Grant called for those desiring to be heard on the amendment to the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the amendment and adopt the ordinance, as amended, on second reading and final passage was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

President Grant: The yeases are eight, the noes are none and one absent during roll call. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Technical Assistant, Office of the Construction Official in the Department of Engineering).

(Creating title in Department of Engineering which more appropriately describes duties and responsibilities of this employee. Old title is common title. Fiscal Impact approximately \$2,000. Represented by Newark Council 21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor" (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Technical Assistant, Office of the Construction Official
5193 (35 Hrs.) 1 1/1/91 \$22,105.19 - \$27,197.13

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Technical Assistant, Office of the Construction Official" more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Supervisor of Accounts".

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

President Grant: The yeses are eight, the noes are none, and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Water Treatment Plant Operator in the Department of Engineering).

(Creating new title in Department of Engineering. Old title will be abolished after said title is in place. Fiscal Impact \$12,000. for eight employees involved. Represented by I.U.I.S.T.H.E. District 6.)

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BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor" (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

| | | | |
|--------------------------------|---|--------|----------------------------|
| Water Treatment Plant Operator | 8 | 1/1/91 | \$8.97 - \$ 9.59 - \$10.40 |
| 4296 (40 Hrs.) | 8 | 1/1/92 | 9.42 10.07 10.92 |

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

STATEMENT

The title "Water Treatment Plant Operator", will replace the title "Chlorine Operator, which will be abolished in a subsequent ordinance at a later date.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Grant.

Absent During Roll Call: Council Members Carrino, Tucker.

President Grant: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of Fourth Avenue East, as laid out 65 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the easterly line of Passaic Street to its easterly terminus.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Fourth Avenue East, as laid out 65 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the easterly line of Passaic Street to its easterly terminus shall be vacated as a public street or right-of-way; however, reserving to the City of Newark's Fire Department the right of entry and easement for (1) a thirty (30) foot wide strip of land beginning at the northerly line of Fourth Avenue East and ending thirty (30) feet southerly thereof and running along the entire length of Fourth Avenue East and (2) a twenty (20) foot long strip of land beginning at the easterly

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line of Fourth Avenue East and ending twenty (20) feet westerly thereof and running along the entire width of Fourth Avenue East for a fire lane. The erection, construction, or placing of any building, vault, structure or vehicle upon or within the above described reservation area which will interfere with the fire lanes are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof, and a copy of which map, known and designated as Map No. A-1554, dated 14 December, 1989 is on file in the office of the Director, Department of Engineering.

Section 2. The owners of the adjacent properties on the vacated Fourth Avenue East shall mark the designated fire lane areas at their expense and shall at all times keep them so designated. Prior to the marking of the above stated fire lane areas, the owners of the adjacent properties shall consult with the Newark Fire Department.

Section 3. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 4. That this Ordinance shall take effect upon adoption and publication in accordance with law.

STATEMENT

This Ordinance vacates a portion of Fourth Avenue East from the easterly line of Passaic Street to its easterly terminus.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Villani and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Grant.

Absent During Roll Call: Council Members Carrino, Tucker.

President Grant: The yeases are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of the premises commonly known as 28-30 Grant Street (Tax Block 29, Lots 34 and 35), Newark, New Jersey, to Apostles House, Inc., pursuant to the provisions of N.J.S.A. 40A:12-21(K).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the City of Newark has determined that 28-30 Grant Street a/k/a Block 29, Lot 34 & 35, is City owned property located within the North Ward is not needed for municipal purposes; and

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WHEREAS, Apostles House, Inc., a duly incorporated nonprofit organization of the State of New Jersey, having its offices at 16-24 Grant Street, Newark, New Jersey 07104, has submitted a proposal (attached at Exhibit A) to the Department of Development to undertake the rehabilitation of this property to provide a multi-generational permanent living facility for use by young mothers with children and to provide social services for said families.

WHEREAS, the City of Newark, pursuant to the statutory authority provided in N.J.S.A. 40A:12-21(K), may authorize a private sale and conveyance of City owned property not needed for municipal uses for nominal consideration to any duly incorporated nonprofit organization for the purpose of the youth of the municipality with educational, recreational, medical and social services; and

WHEREAS, a preliminary investigation indicates that said Apostles House, Inc. possesses the proper qualifications, financial resources and other necessary capacity to acquire and develop the project area in accordance with all appropriate state laws, municipal ordinances and regulations promulgated therewith; and

WHEREAS, the Department of Development has concluded that the proposed project is consistent with the City's redevelopment plans and projections for the area and submits Apostles Housing, Inc proposal to the Municipal Council for its review and approval.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. That the premises commonly known as 28-30 Grant Street a/k/a Block 29, Lot 34 & 35 on the Official Tax Map and Tax Duplicate (year 1989) of the City of Newark, New Jersey is not needed for public purposes by the City of Newark.

2. That the premises commonly known as 28-30 Grant Street a/k/a Block 29, Lot 34 & 35 be sold to Apostles Housing, Inc., a duly incorporated nonprofit organization of the State of New Jersey by private sale for the amount of Two Hundred (\$200.00) Dollars pursuant to the provisions of N.J.S.A. 40A:12(K).

3. That the Director of the Department of Development be authorized to execute a Contract and Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and acknowledged by the City Clerk with the limitations as provided by statute.

4. The Deed and Contract of Sale shall contain a provision to require rescission of said sale if property is not used in accordance with said statute.

5. That a copy of the executed deed and contract shall be placed on file in the Office of the City Clerk and in the Law Department.

6. This Resolution shall take effect upon publication and passage according to law.

STATEMENT

Passage of this Resolution will permit the City of Newark to sell property located in the North Ward to a nonprofit Corporation.

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EXHIBIT A

Construction of a multi-generational, permanent living facility for single seniors and young mothers with children which will include individual apartments for the residents and large, communal eating, entertaining and recreational spaces. Each family will have its own private sitting, bed and bath rooms and a small area with facilities to prepare snacks, baby formula and coffee. All meals will be taken together, prepared on a rotating basis by family members. In addition, a day care center for pre-school children of the facility will double as a 24 hour-per-day crisis care center for children at eminent risk of abuse and/or neglect. the Apostles' House will also provide social services necessary to support these adults to their goals of freedom from government subsistence programs and to financial independence.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Villani and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Grant.

Absent During Roll Call: Council Member Tucker.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending an ordinance entitled, "An ordinance providing for the vacation of all that part of Beardsley Avenue as shown on the Map of the Commissioners to lay out streets, avenues and squares, from North 12th Street to North 13th Street, 66 feet wide; Ordinance 6-S & F-a, adopted September 20, 1967"

WHEREAS, the Municipal Council adopted Ordinance 6S & FA on September 20, 1967 which vacated Beardsley Avenue, from North 12th Street to North 13th Street, 66 feet wide; and

WHEREAS, said Ordinance reserved to the City of Newark, Public Service Electric and Gas Company, New Jersey Bell Telephone Company and any other public utility company having facilities within Beardsley Avenue, the right to enter upon a 30 foot wide strip for the purpose of relaying, rebuilding, re-constructing or maintaining their sewer, water or gas mains, electric or telephone conduits and any other public utility company's facilities, their manholes, gates or appurtenances; and

WHEREAS, the Newark Central Planning Board has granted approval to Columbus Hospital to construct a parking garage over the vacated Beardsley Avenue; and

WHEREAS, all of the above stated utilities, except for the sewer main, will be relocated or abandoned; and

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WHEREAS, Columbus Hospital has agreed to enter into an agreement with the City of Newark to maintain, repair and have total responsibility for said sewer main within the vacated Beardsley Avenue.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That section 1 of Ordinance 6S & FA adopted on September 20, 1967 is hereby amended to read as follows: That all that part of Beardsley Avenue as shown on the Map of the Commissioners to lay out streets, avenues and squares, from North 12th Street to North 13th Street, 66 feet wide, shall be vacated as a public street or highway.

Section 2. This Ordinance shall take effect upon publication and passage according to law.

STATEMENT

This Ordinance amends Ordinance 6S & FA adopted on September 20, 1967 by rescinding all of the easement reservations.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Grant.

Absent During Roll Call: Council Member Tucker.

President Grant: The yeas are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting permission to Columbus Hospital to construct over the vacated portion of Beardsley Avenue and above and over the sewer lines existing in the vacated street bed.

WHEREAS, the City of Newark by Ordinance 6S&FA 092067 attached hereto as Exhibit "A" vacated that part of Beardsley Avenue from North 12th Street to North 13th Street and reserving easements for utility lines; and

WHEREAS, COLUMBUS HOSPITAL (hereinafter referred to as "COLUMBUS") is the owner in fee simple of certain real estate (the "Premises") situated in the City of Newark, County of Essex, and State of New Jersey, known and designated 495 North 13th Street, Lot 22 in Block 650 which was granted site plan approval to construct a hospital addition and parking structure upon approval by the Central Planning Board of the City of Newark on October 1, 1990, as more particularly set forth in the attached Exhibit "B"; and

WHEREAS, COLUMBUS desires to construct a hospital addition and parking structure on property owned by the hospital and has requested the right to construct over the vacated portion of Beardsley Avenue and above and over the sewer lines existing in the vacated street bed; and

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WHEREAS, COLUMBUS HOSPITAL shall agree to totally maintain and repair the existing 15-inch tile storm sewer line within the vacated Beardsley Avenue.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. The CITY OF NEWARK grants permission to COLUMBUS HOSPITAL (hereinafter referred to as "COLUMBUS") to construct over the existing 15-inch tile storm sewer line existing within the vacated Beardsley Street bed, as more specifically identified in the attached map.

SECTION 2. COLUMBUS shall have the sole responsibility to totally maintain and repair the existing 15-inch tile storm sewer within the vacated Beardsley Avenue.

SECTION 3. The Mayor and the Director of the Department of Engineering be and is hereby authorized to enter into on behalf of the CITY OF NEWARK the attached agreement entitled "Sewer Agreement" with COLUMBUS allowing for the hospital to construct over the existing sewer line within the vacated Beardsley Avenue same to be attested to by the City Clerk and approved as to form and legality by the Corporation Counsel.

SECTION 4. Such permission be and is hereby given upon the condition and provision that COLUMBUS, its successors and assigns, not only shall indemnify and save harmless the CITY OF NEWARK, its officers, agents, and servants from any claims whatsoever arising from or in any way connected with the granting or the construction within the vacated Beardsley Street but shall agree to assume on behalf of the CITY OF NEWARK defense of any action at law or injury which may be brought against the CITY upon such claims or from claims arising during the construction period.

SECTION 5. In addition to the indemnity agreement aforesaid, COLUMBUS, its successors and assigns, shall at its own cost and expense procure and keep in full force and effect paid-up policies during construction and until the CITY OF NEWARK accepts said sewer for comprehensive general liability insurance in favor of the CITY OF NEWARK, in the amount of at least \$2,000,000 for injury to any one person and \$5,000,000 to more than one person arising out of any one accident, and property damage insurance insuring the CITY OF NEWARK as its interest may appear against any and all claims for damage to property of others to the extent of \$250,000 said policies to be approved by the Corporation Counsel and proof of said insurance coverage to be filed with the City Clerk. COLUMBUS shall be required to increase the amount of said insurance policies for inflation same to be approved by the Corporation Counsel.

SECTION 6. Such permission be and is hereby given upon the further condition that COLUMBUS, its successors and assigns, shall become subject to any Ordinance or Resolution now or hereafter adopted by the CITY OF NEWARK that may apply to the sewer mains within the vacated Beardsley Avenue.

SECTION 7. Such permission be and is hereby given upon the condition that COLUMBUS, shall file with the CITY OF NEWARK its written acceptance of the provisions of this Ordinance within thirty (30) days from the date on which it takes effect and shall pay on demand of the CITY OF NEWARK the amount and cost and expense to the CITY for all official publication of this Ordinance.

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SECTION 8. Such permission be and is hereby give upon the condition that COLUMBUS, shall obtain a written permit from the Division of Streets and Sidewalks of the Department of Engineering before disturbing the street surface or making any installation.

SECTION 9. COLUMBUS, shall be responsible for the repair of and/or damage to paving, existing utility lines, or any surface or subsurface installation, etc., arising from the construction, installation, or maintenance of the sewer mains.

SECTION 10. Such permission is granted subject to all State Laws and City Ordinances governing the aforesaid sewer mains.

SECTION 11. COLUMBUS, subject to the approval of the CITY OF NEWARK's Corporation Counsel, shall record in the Essex County Register's Office the sewer agreement as described in Section 3 above.

SECTION 12. This Ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This Ordinance grants permission of COLUMBUS HOSPITAL to construct over the vacated portion of Beardsley Avenue and requires COLUMBUS HOSPITAL to totally maintain the existing 15-inch storm sewer line located within the vacated Beardsley Avenue.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Villani and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Grant.

Absent During Roll Call: Council Member Tucker.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986, as amended (To create the title of Operator, Automated Typewriter in the Department of Land Use Control).

(Creating new title in the Department of Land Use Control. Old title is common title. No adverse fiscal impact since this change will result in a cost-saving. Represented by Newark Council 21, Civil Service Association.)

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BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6S&Fba) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Operator, Automated Typewriter 1 1/1/91 \$17,924.28 - \$21,052.06
2579 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which is inconsistent therewith, is thereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Operator, Automated Typewriter" more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Secretarial Assistant".

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Grant.

Absent During Roll Call: Council Member Tucker.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of premises commonly known as 111, 123-127, 129, 131 and 133 University Avenue, Block 40, Lots 17, 25, 35, 36 and 37 to the University Heights Property Company, Inc., pursuant to the provisions of N.J.S.A. 40A:12-13(B)(1), further repealing Ordinance 6-S & F-h, December 7, 1990.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1 - That the premises commonly known as 111, 123-127, 129, 131, and 133 University Avenue, Newark, New Jersey, Block 40, Lots 17, 25, 35, 36 and 37, on the Official Tax Map and Tax Duplicate (year 1985) of the City of Newark, New Jersey are not needed for public purposes by the City of Newark.

Section 2 - That the premises commonly known as 111, 123-127, 129, 131, and 133 University Avenue, Newark, New Jersey, Block 40, Lots 17, 25, 35, 36, and 37, be sold to the University Heights Property Company, Inc. a New Jersey nonprofit corporation, a body corporate and politic, by private sale pursuant to the provision of N.J.S.A. 40A:12-21(c) for a hospital construction project.

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Section 3 - University Heights Property Company, Inc. is a controlled affiliate of the Cathedral Healthcare System, Inc., which was designated to purchase these properties by Ordinance 6S&Fh dated December 7, 1990 (Exhibit A). The Cathedral Healthcare System Inc., requests the earlier designation be voided so their controlled affiliate, University Heights Property Company, Inc., can purchase said property (Exhibit B).

Section 4 - That the Director of Development be authorized to execute a bargain and sale deed to University Heights Property Company, Inc. for the above described premises requiring that said property be used for purposes in accordance with this statute, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 5 - That a copy of the executed Deed shall be placed on file in the Office of the City Clerk and by the Department of Development.

Section 6 - This Ordinance shall take effect upon publication and passage according to law.

Section 7. That Ordinance 6 S & Fh, adopted December 7, 1990, be and the same is hereby repealed.

STATEMENT

Passage of this Ordinance will permit the City to sell property to the University Heights Property Company, Inc.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Grant.

Absent During Roll Call: Council Member Tucker.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending "An ordinance amending Title 2, Administration, Chapter 2, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented," by allowing two Members of the Newark Municipal Council to be appointed to the Commission on Veterans Affairs.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 2, Administration, Chapter 2, of the Revised Ordinances of the City of Newark, New Jersey, 1966, is amended and supplemented to read as follows:

Membership of Commission, Appointment; Terms

a) The Commission shall consist of seventeen (17) members, including two (2) Members of the Municipal Council, to be appointed by the Mayor, subject to the confirmation of the Municipal Council. The Mayor shall serve as an ex-officio member of the Commission. A majority of the Commission shall be comprised of veterans.

b) The initial appointments by the Mayor shall be as follows:
Five (5) appointments shall be for a term of three (3) years;
five (5) for a term of two (2) years and seven (7) for a term of one (1) year including the two (2) Members of the Municipal Council.

Section 2. This ordinance shall take effect upon final passage and publication.

STATEMENT

This legislation allows for the appointment of two members of the Municipal Council to serve on the Commission on Veterans Affairs.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Hearings of Citizens.

6-HC-a.

MR. GHAINDA POKHAI, 306 SUMMIT AVENUE, JERSEY CITY, NEW JERSEY, addressed the Members of the Municipal Council supporting prayer in the schools.

President Grant suggested the speaker correspond with the Board of Education because that is the appropriate forum to address on this matter. President Grant also indicated that the Members of the Municipal Council will review copy of similar resolution from Jersey City.

6-HC-b.

MR. PETER JACKSON, 11 BIRKS PLACE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council registering complaints with respect to Birks Place.

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President Grant directed the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, Director of Police Coleman, Director of Engineering Zach, Captain Charles Rankin, South District, Acting Executive Secretary Upshaw, Jr., and Mr. Peter Jackson to meet with the Council at its special conference, Tuesday, March 12, 1991 to discuss problems existing on Birks Place.

RESOLUTIONS AND MOTIONS.

Resolutions.

- 7-R-a. Resolution amending the 1990 Capital Budget by providing an appropriation for the acquisition of computer equipment for the Department of Health and Human Services in the total amount of \$1,000,000.**
(Copy of resolution and correspondence submitted to each Member of the Council)
A motion to table the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Branch.
- 7-R-b. Resolution authorizing the Director of Finance of the City to apply to the Local Finance Board for qualification of bonds to be issued pursuant to an ordinance entitled: "Bond ordinance providing for the acquisition of computer equipment for the Department of Health and Human Services and appropriating \$1,000,000. therefor and authorizing the issuance of \$950,000. bonds or notes of the City for financing the cost of making the down payment for said improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey," in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq.**
(Copy of resolution and correspondence submitted to each Member of the Council)
A motion to table the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Branch.
- 7-R-c. Resolution ratifying and authorizing Business Administrator to enter into contract with Data Processing Services, Inc., 4 Sperry Road, Fairfield, New Jersey 07004, only bid received, for providing Debt Collection Services, for period July 1, 1990 to June 30, 1991; amount payable by City under aforesaid contract shall be 36% of collected debts.**
(Municipal Court's Violation Bureau)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Presiding Judge Minor met with the Council March 6, 1991)
A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Carrino, Harris, Martinez, Tucker, Villani, President Grant.
Not Voting: Council Member Rice.
Absent During Roll Call: Council Member Branch.
- 7-R-d. Resolution authorizing Business Administrator to enter into agreement for Non-sent Paid (i.e. collect, credit card, and billed to third party) AT&T calls placed from the Local Exchange Carrier (LEC) (NJ Bell) public telephones for period March 16, 1991 to March 15, 1994, no expenditure of municipal funds required. (Contract awarded without competitive bid as an exception, pursuant to N.J.S.A. 40A:11-5(1)(F)).**
(City to receive 19% commission for three years from AT&T)
(Copy of resolution and correspondence submitted to each Member of the Council)
A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Carrino, Harris, Martinez, Villani, President Grant.
Absent During Roll Call: Council Members Branch, Rice, Tucker.

- 7-R-e.** Resolution authorizing Mayor and Director of Engineering to execute contract with The Writing Company, One Gateway Center, Newark, New Jersey, 07102, for continuation of the Recycling Awareness Campaign in 1991 in amount of \$20,000., (funds available in Temporary Budget); for period of one year from Municipal Council approval, further, authorizing Mayor and Director of Engineering to extend contract, when 1991 Budget is adopted, to original proposal requirement in amount of \$84,390. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(i)(a)(ii))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Villani,
President Grant.

Absent During Roll Call: Council Members Branch, Rice, Tucker.

- 7-R-f.** Resolution ratifying and authorizing Director of Finance, as Plan Administrator to enter into and execute contract for a Service Agreement with H.C. Copeland and Associates, Inc., for Administration of Deferred Compensation Program, consistent with terms of said agreement, for period January 1, 1991 to December 31, 1991, will not require expenditure of municipal funds. (Service Agreement awarded without competitive bidding as an "Extraordinary, Unspecifiable Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1) (a)(ii)(m))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Tucker, Villani,
President Grant.

Not Voting: Council Member Carrino

Absent During Roll Call: Council Member Rice.

- 7-R-g.** Resolution ratifying and authorizing Director of Finance, as Plan Administrator to enter into and execute contract for a Service Agreement with Great West Life Assurance Company for Administration of Deferred Compensation Program, consistent with terms of said agreement, for period January 1, 1991 to December 31, 1991, will not require expenditure of municipal funds. (Service Agreement awarded without competitive bidding as an "Extraordinary, Unspecifiable Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1) (a)(ii)(m))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Tucker, Villani,
President Grant.

Not Voting: Council Member Carrino

Absent During Roll Call: Council Member Rice.

- 7-R-h.** Resolution authorizing Director of Development to enter into Installment Agreements with "Occupants of Record," indicated on Exhibit A, for amounts shown thereon, total arrearage sum due the City of Newark on any property shall be made in substantially equal monthly installments over a period not to exceed three years, current monthly charges shall be paid concurrently with the monthly installments.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker,
Villani, President Grant.

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- 7-R-i. Resolution ratifying and authorizing Mayor and Director of Development to enter into contract with Apostles House Inc., for making minor renovations to 16-24 Grant Street, to house homeless low income families and provide permanent housing for indigent men in amount of \$15,000., for period March 1, 1991 to March 31, 1992, funds provided by H.C.D.A. FY XVI.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-j. Resolution ratifying and authorizing Director of Development to enter into a Use and Occupancy Agreement with Mt. Zion Primitive Baptist Church, Inc., for premises 28-30 Jones Street and 25 Beacon Street, Block 238, Lots 45 and 82, for period December 19, 1990 to February 2, 1991, pursuant to Policy and Procedures Manual for the Division of Property Management. (Central Ward)
(Mt. Zion Primitive Baptist Church, Inc. unable to relocate at 1125 Stuyvesant Avenue, Irvington, New Jersey until February 19, 1991)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-k. Resolution authorizing Director of Development to advertise homesteading properties located at 863 South 19th Street (South Ward), 98 Stuyvesant Avenue (West Ward) and 110 Mapes Avenue (South Ward), on March 11 and March 12, 1991; applications will be accepted on March 18 and March 19, 1991 at 32 Green Street, qualified applicants will be notified by mail and scheduled for a lottery drawing.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-l. Resolution ratifying and authorizing Mayor and Director of Development to enter into and execute contract with The Newark Alumni Inc., for providing counseling to clients in financial planning and how to become credit worthy and eligible for mortgage funds; said contractor shall receive funds in amount of \$25,000. from HCDA FY XVI; further allowing them to expend balance of their original \$50,000. which is \$229.52 from HCDA FY XV, totalling \$25,229.52, for period December 1, 1990 to December 31, 1991.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-m. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to apply for and accept funds from Essex County Division of Cultural and Historic Affairs Block Grant, for provision of cultural programming at the City's Recreation Centers, in amount of \$3,150. for period July 1, 1990 to June 30, 1991.
(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-n.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to apply for and accept funds in amount of \$1,967,713. from United States Department of Public Health Services for provision of AIDS social, education and health services, for period February 1, 1991 to January 31, 1992. (Funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-o.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Youth Development Clinic, Inc., to continue to provide high quality ambulatory health services for its residents, in sum of \$45,000., for period July 1, 1990 to June 30, 1991, to be paid from 1990 Budget of Department of Health and Human Services.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-p.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Urban League Day Care Center, to provide day care services, in sum of \$18,847., for period June 1, 1990 to May 31, 1991, to be paid from HCDA FY XVI.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-q.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute a subgrant contract with Irvington Pediatric Associates, St. James Hospital, St. Michael's Hospital, Dayton and North Newark Health Centers, Columbus Hospital and Beth Israel Medical Center, to provide supplemental feeding services through the Women, Infants and Children's Supplemental Feeding Program (W.I.C.), for period October 1, 1990 to September 30, 1992; no monetary compensation to be paid by City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-r.** Resolution authorizing Newark Watershed Conservation and Development Corporation to advertise for lease of 1 acre known as Block 570, Lot 3A in Jefferson Township, for a term of two years at a minimum amount of \$14,967. per year which shall automatically renew for a like period with a rental increase of 12% and setting a date for return of bids as March 18, 1991; pursuant to N.J.S.A. 40A:12-14 (a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-s.** Resolution accepting bid of Dennis Dockrill t/a Dock's Bar and Grill, only bid received, for leasing of a .25 acre portion of Block 14701, Lot 51, in West Milford Township, in amount of \$798.50 per year plus taxes, based upon Resolution 7-R-y, December 19, 1990. (The use of the lot is restricted to parking)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the resolution to Administration per request of Law Department was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-t.** Resolution accepting bid of Frank S. Little, Trucking and Contracting, only bid received, for leasing of a 1.1 acres of Block 15508, Lots 4 and 8, in West Milford Township, in amount of \$1,540. per year plus taxes, based upon Resolution 7-R-x, December 19, 1990. (Lot 4 - Lessee shall submit proposed use in writing to Lessor or Lessor's agent for their review and final approval; final approval will be predicated upon local zoning ordinances; Lot 8 - shall be used only as a convenience access driveway)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the resolution to Administration per request of Law Department was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-u.** Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Starros Constantino, refund of fence deposit paid at time of closing for purchase of City-owned property known as 16 Camp Street, Block 891, Lot 30. (Purchaser has complied with conditions of sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-v.** Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Shiloh Temple Independent Church, refund of fence deposit paid at time of closing for purchase of City-owned property known as 543-545 South 19th Street, Block 337, Lots 21 and 22. (Purchaser has complied with conditions of sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-w. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Arco Trading Corp., refund of fence deposit paid at time of closing for purchase of City-owned property known as 50 Vanderpool Street, Block 2791, Lot 27. (Purchaser has complied with conditions of sale)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-x. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Samuel T. Allen, III, refund of fence deposit paid at time of closing for purchase of City-owned property known as 345-357 South 10th Street, Block 1783, Lots 30, 32, 34 and 35. (Purchaser has complied with conditions of sale)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-y. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to First Generation Realty Co., Inc., refund of fence deposit paid at time of closing for purchase of City-owned property known as 182 South 11th Street, Block 1826, Lot 48. (Purchaser has complied with conditions of sale)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-z. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to William Acconzo and Richard Agustyn, refund of fence deposit paid at time of closing for purchase of City-owned property known as 2-4 Gouverneur Street a/k/a 127-133 Broadway, Block 441, Lot 35. (Purchasers have complied with conditions of sale)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ba. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to James A. Massaneor, refund of fence deposit paid at time of closing for purchase of City-owned property known as 160½-162 South 7th Street, Block 1800, Lots 59, 63. (Purchaser has complied with conditions of sale)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-lbb. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to George and Eva Barnette, refund of fence deposit paid at time of closing for purchase of City-owned property known as 35 North 7th Street, Block 1923, Lot 40. (Purchasers have complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bc. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Charles P. Quinn, refund of fence deposit paid at time of closing for purchase of City-owned property known as 104-106 North 9th Street, Block 1927, Lot 14. (Purchaser has complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bdl. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Carol Hayes, refund of fence deposit paid at time of closing for purchase of City-owned property known as 86 Van Ness Place, Block 3031, Lot 27. (Purchaser has complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-be. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Yvonne Floyd, refund of fence deposit paid at time of closing for purchase of City-owned property known as 626-628 South 19th Street, Block 351, Lot 50. (Purchaser has complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bf. Resolution authorizing Director of Finance to issue check in amount of \$4,000. to Mei Miao Lee, refund of fence deposit paid at time of closing for purchase of City-owned properties known as 626 18th Avenue, Block 352, Lot 31 and 573 Hawthorne Avenue, Block 3081, Lot 9. (Purchaser has complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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7-R-bg. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Marva Brooks, refund of fence deposit paid at time of closing for purchase of City-owned property known as 473 Clinton Avenue, Block 2685, Lot 27. (Purchaser has complied with conditions of sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bh. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Terry Brown and Magaly Garcia, refund of fence deposit paid at time of closing for purchase of City-owned property known as 91 South 12th Street, Block 1859, Lot 70. (Purchasers have complied with conditions of sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bi. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Jose and Imelda Martinez, refund of fence deposit paid at time of closing for purchase of City-owned property known as 64-66 Chester Avenue, Block 619, Lots 33, 34. (Purchasers have complied with conditions of sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bj. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Carlos Franco, refund of fence deposit paid at time of closing for purchase of City-owned property known as 451 Orange Street, Block 1909, Lot 29. (Purchaser has complied with conditions of sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bk. Resolution authorizing Director of Finance to issue check in amount of \$3,000. to Leonard Sanders, refund of fence deposit paid at time of closing for purchase of City-owned properties known as 236 South 12th Street, Block 1815, Lot 64 and 327 South 12th Street, Block 1785, Lot 5. (Purchaser has complied with conditions of sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-bl.** Resolution authorizing Director of Finance to issue check in amount of \$3,500. to Ari Raghunathan, refund of deposit paid at time of auction for purchase of City-owned property known as 513-515 South Orange Avenue, Block 1791, Lots 29, 30. (City unable to convey marketable title)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-lm.** Resolution authorizing Director of Finance to issue check in amount of \$5,900. to Florian and Robert Barthelus, refund of deposit paid at time of auction for purchase of City-owned property known as 913-915 Hunterdon Street, Block 3586, Lots 45, 46. (City unable to convey marketable title)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn.** Resolution authorizing Director of Finance to issue check in amount of \$490. to Jose Blum, refund of deposit paid at time of closing for purchase of City-owned property known as 63 Irving Street, Block 817, Lot 41. (City unable to convey marketable title)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bo.** Resolution authorizing Director of Finance to issue checks to persons and in amounts shown thereon, totalling \$1,038,162.39, by reason of State Board Judgments, County Board Judgments and Veterans Allowance for years 1987, 1988, 1989 and 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bp.** Resolution authorizing Director of Finance to issue checks to persons and in amounts shown thereon, totalling \$414,252.47, by reason of State Board Judgments, County Board Judgments Veterans Allowance and Senior Citizen Allowances for years 1985, 1986, 1987, 1988, 1989 and 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bq.** Resolution authorizing Director of Finance to issue check in amount of \$1,035.99 to Josephine A. Palmer, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 40-42 Dassing Avenue, Block 4005, Lot 32.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-br.** Resolution authorizing Director of Finance to issue check in amount of \$1,963. to Beatrice W. Jones, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 441 4th Avenue, W., Block 1945, Lot 34.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bs.** Resolution authorizing Director of Finance to cancel \$470.84, outstanding water/sewer charges, liens, interest and penalties on property known as 33 Homestead Park, Block 3044, Lot 009, Account No. 05-211-1200-00, which the City has foreclosed pursuant to In Rem Foreclosure.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bt.** Resolution authorizing Director of Finance to cancel \$401.92, outstanding water/sewer charges, liens, interest and penalties on property known as 27½ Winans Avenue, Block 2612, Lot 019, Account No. 04-195-1850-00, which the City has foreclosed pursuant to In Rem Foreclosure.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bu.** Resolution authorizing transfer of reserve funds from Department of Administration, Division of Data Processing, Other Expenses, Equipment-\$182,480. to Other Expenses, Services by Contract or Agreement-\$118,577., Materials and Supplies \$63,903.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bv.** Resolution amending Resolution 7-R-cv (A.S.) December 5, 1990, contract with Rutgers University to provide statistical and economic component for Affirmative Action Study, for period December 1, 1990 to November 31, 1991, in amount of \$120,000., by revising contract to change method of payment to Rutgers employees based upon percentage of annual salary instead of hourly rate and to provide that Corporation Counsel shall not unreasonably withhold consent to publish nonconfidential information gathered by the University or the attorneys work product.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the resolution to Administration per request of Law Department was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

March 6, 1991

- 7-R-bw-1. Resolution recognizing and commending Dr. Byerte W. Johnson, professor of Music at Bloomfield College, on the auspicious occasion of appearing at the Franklin St. John's United Methodist Church in Newark during its African American History Month Celebration.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bw-2. Resolution recognizing and commending the 12 Newark Public School students who submitted the winning essays in the contest sponsored by the Municipal Council and the Newark Board of Education on the topic, "If I were Mayor or Councilperson of Newark, New Jersey, I would do the following to make Newark a better place in which to live".**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bw-3. Resolution recognizing and commending Dr. Leroy T. Walker, former U.S. Olympic Head Coach in Track and Field, on the distinguished occasion of his illustrious visit to West Side High School Gymnasium on Thursday, February 21, 1991.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bw-4. Resolution recognizing and commending Reverend Steven F. Parrott for exemplary community service.**

A motion to adopt the resolution was made by Council Member Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bw-5. Resolution recognizing and commending the Newark Board of Education's Close-Up Program on the occasion of its annual forum held February 15-16, 1991.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bw-6. Resolution recognizing and commending Mr. Frank E. Sullivan for outstanding leadership of the Newark Economic Development Corporation from 1986 to 1991.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bw-7. Resolution recognizing and commending Diane Abbott, M.P., House of Commons, United Kingdom of Great Britain and Northern Ireland.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bw-8. Resolution recognizing and commending the North Ward Center on the occasion of its 20 years of service to the residents of Newark.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bw-9. Resolution recognizing and commending the Instructors and Members of the 1991 Arts High School Drama Club for capturing the 1991 New Jersey High School Theater competition held at Monmouth College in West Long Branch, New Jersey.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bw-10. Resolution recognizing and commending Reverend J. Wendell Mapson, Sr. on the occasion of the designation of "Reverend J. Wendell Mapson, Sr., Square" at the corner of Hawthorne and Seymour Avenues for ceremonial and honorary purposes.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bx. Resolution approving Tax Abatement Application and related Financial Agreement for New Community Townhouse Development Corporation, Limited Dividend Housing Corporation, for construction of 48 townhouse apartments for low income rentals at 247-267 and 273-275 Camden Street, 237-251 Bergen Street, 106-120 Fourteenth Avenue, 274-310 Fairmount Avenue, Block 275, Lots 11, 22, 23, 26-28, 33-36, Block 276, Lots 11, 23, 26-33, 46 and 50; granting exemption from taxation for period of the lesser of fifty (50) years from completion of project or term of first mortgage to be placed upon property by NJHMFA, and in accordance with provisions of tax abatement agreement; further requiring entity to file for a subdivision of Lot 1 and allowing the entity upon written formal application to apply for an amendment of the tax abatement to include subdivision, once the subdivision is granted on Block 276, Lot 1.**

(Central Ward)

(7.4% of annual sheltered rents and excluding garbage costs from the calculation of annual sheltered rents)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-by. Resolution rescinding Financial Agreement and Tax Abatement of 91 Congress Street Urban Renewal Inc. because said entity transferred title without approval of the Newark Municipal Council, for property located at 91 Congress Street, Block 186, Lot 25; further unless said entity within 30 days following receipt of certified copy of this resolution, files with the Director of Finance and the City Clerk evidence of the entity's compliance with provisions of financial agreement and ownership of property which is subject of said tax abatement as required by its financial agreement authorized by Resolution 7-R-bu, February 15, 1989, then said financial agreement shall thereupon cease and terminate.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bz. Resolution appointing Azeezuddin S. Muhammad, Constable for a term commencing March 6, 1991 and ending March 5, 1992.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-ca.
(A.S.)** **Resolution authorizing Mayor and Business Administrator to file application with United States Department of Housing and Urban Development for Special Purpose Grant in amount of \$1,500,000.; no expenditure of funds by City.**
(Krueger-Scott Mansion)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cb.
(A.S.)** **Resolution appointing Labeeb M. Abdullah, Constable for a term commencing March 6, 1991 and ending March 5, 1992.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cc.
(A.S.)** **Resolution appointing Ramon C. Bellido, Constable for a term commencing March 6, 1991 and ending March 5, 1992.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cd.
(A.S.)** **Resolution appointing Jeffrey Headen, Constable for a term commencing March 6, 1991 and ending March 5, 1992.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ce-1.
(A.S.)** **Resolution recognizing and commending Newark Police Detective Andrew P. McCormick on the occasion of his retirement with the Newark Police Department.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ce-2.
(A.S.)** **Resolution recognizing and commending Fred and Eva Malconado on their Twenty Fifth Wedding Anniversary.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ce-3.
(A.S.)** **Resolution recognizing and commending Sheila Lenihan Walsh for being selected as Irishwoman of the Year for 1991.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ce-4.
(A.S.)** **Resolution recognizing and commending Father Thomas Peterson for being selected as Irish Clergyman of the Year for 1991.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-ce-5. Resolution recognizing and commending Patrick Vesey for being selected as
(A.S.) Irishman of the Year for 1991.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-ce-6. Resolution recognizing and commending Newark Businesswoman Kathy V. Sumter,
(A.S.) Proprietress of Kathy's Party Place.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cf. Resolution supporting New Jersey State Senate Bill S-3309, which is an act
(A.S.) concerning membership on local school boards and supplementing Chapter 12 of Title 18A of the New Jersey Statutes.**

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cg. Resolution by the Municipal Council of the City of Newark, New Jersey, directing
(A.S.) the City Clerk to submit to the Clerk of Essex County for the November 5, 1991 General Election, the question "Shall the Newark Police Department be authorized to utilize canine patrols as an additional resource to deter crime within the City?"**

A motion to adopt the resolution was made by Council Member Tucker, seconded by Council Members Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-ch. Resolution authorizing Director of Development to execute contract with Brown
(A.S.) and Hale Architects, 196 Clinton Avenue, Newark, New Jersey 07102, for design services for a new recreational/cultural center, to be constructed at 107 Roseville Avenue, Newark, New Jersey, for total sum of \$10,000.; further, authorizing Director of Development to execute Change Orders as needed to fulfill the goals of this project, in net amount not to exceed an additional \$1,000. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

A motion to remove from the table "Resolution waiving Homestead Provision requiring purchaser to reside on property for period of five years on property located at 11-13 Birks Place, Block 3092, Lots 4, 5." (7-R-ba, June 20, 1990), was made by Council Member Rice, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-ci. Resolution waiving Homestead Provision requiring purchaser to reside on
(A.S.) property for period of five years on property located at 11-13 Birks Place, Block 3092, Lots 4, 5.**

(Copy of resolution and correspondence submitted to each Member of the Council)
(Resolution tabled June 20, 1990)
(Resolution removed from the table March 6, 1991)

March 6, 1991

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cj.
 (A.S.)

Resolution authorizing Mayor and Director of Engineering to execute contract with PMK, Ferris and Perricone, Inc., 493 Lehigh Avenue, Union, New Jersey 07083, lowest responsible proposal submitted, for performance of Asbestos Management Services at Police and Courts Building, 31 Green Street, for total sum of \$6,550.; project to be completed within six (6) weeks of Notice to Proceed. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ck.
 (A.S.)

Resolution authorizing Newark Economic Development Corporation to submit an application to Urban Enterprise Zone Authority, for purpose of expanding City's Enterprise Zone to include thirteen commercial corridors.

(Raymond Boulevard east of Newark Penn Station in its entirety; Ferry Street east of Newark Penn Station in its entirety; Market Street from Newark Penn Station to Ferry Street; Lyons Avenue from Bergen Street to the Newark/Irvington border line; Chancellor Avenue between Bergen Street and the Newark/Irvington border line; Springfield Avenue from 13th Street to the Newark/Irvington border line; Bloomfield Avenue from Lake Street to the Newark/Bloomfield border line; Mt. Prospect Avenue from Second Avenue to the Newark/Belleville border line, South Orange Avenue from Sanford Avenue to the Newark/South Orange border line, Second Avenue from Broadway to Mt. Prospect Avenue; Doremus Avenue to Delancey Street; Delancey Street from Doremus Avenue to Stockton Street; Wilson Avenue from Ferry Street to Avenue P, and Avenue P in its entirety)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cl.
 (A.S.)

Resolution authorizing Director of Development to execute all documents including leases and deeds for the Victory Gardens Housing Project. (Establishing a lease purchase procedures/program for applicants who meet all mortgage pre-qualifications criteria to be allowed to move into said housing project pending mortgage approval to eliminate the anticipated security, theft and vandalism problems)

(Central Ward)

(Area bordered by 18th Avenue on the North, Bergen Street on the East and Rose Street on the Westerly side)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

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Motions.

- 7-M-a.** A MOTION RECOGNIZING AND COMMENDING UNITED STATES SENATOR BILL BRADLEY IN SECURING SOME \$270,000. IN FEDERAL FUNDING TOWARDS THE ONGOING PROGRAMS OF THE NEW JERSEY URBAN FORESTRY DEMONSTRATION PROJECT was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-b-1. & 7-M-b-2.** A MOTION ENDORSING TWO LEGISLATIVE BILLS A-3972 AND S-3196, DESIGNED PRIMARILY TO AID COLLEGE STUDENTS WHO SERVED IN THE MILITARY DURING "OPERATION DESERT STORM" was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-c.** A MOTION ENDORSING BILL A-1089, WHICH WILL MANDATE THAT STATE COLLEGES AND UNIVERSITIES DIVEST THEMSELVES OF ANY INVESTMENTS IN FIRMS DOING BUSINESS IN THE REPUBLIC OF SOUTH AFRICA was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-d.** A MOTION ENDORSING AND SUPPORTING LEGISLATION S-3184, WHICH WOULD PREVENT RETAIL MERCHANTS FROM RECORDING CONSUMER CREDIT CARD NUMBERS ON PERSONAL CHECKS UPON PURCHASE. THIS CONSUMER-ORIENTED MEASURE PROTECTS THE CUSTOMER FROM UNWARRANTED TELEPHONE SOLICITATIONS AND FRAUD was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-e-1, 7-M-e-2 & 7-M-e-3.** A MOTION ENDORSING AND SUPPORTING THREE LEGISLATIVE BILLS, A-2967 (COHEN), A-764 (DUCH) AND S-1926 (LESNIAK), WHICH WOULD STIFFEN THE PENALTIES FOR AUTO THEFT, INCLUDING LICENSE SUSPENSION, HIGHER FEES AND POSSIBLE INCARCERATION OF JUVENILE OFFENDERS THROUGH THE ADULT COURT SYSTEM was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-f.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CLIFFORD E. FOX, SR., OF BERKELEY TOWNSHIP, A RETIRED NEWARK FIREMAN was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-g.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARGARET MARY SHEEDY FERNANDEZ OF NEWARK was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

March 6, 1991

- 7-M-h. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. NELLIE CICCCHINO CAVALLO OF NEWARK** was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-i. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MICHAEL CUOZZO, A RETIRED NEWARK HIGH SCHOOL TEACHER** was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-j. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES INGRAM OF NEWARK** was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-k. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARIE A. MAIDELICK JENKINS OF NEWARK** was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-l. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIAM B. PAXTON OF NEWARK** was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-n. A MOTION RECOGNIZING AND COMMENDING NEWARK MAYOR SHARPE JAMES UPON BEING NAMED CHAIRPERSON OF THE 1991 MEMBERSHIP TASK FORCE COMMITTEE OF THE NATIONAL LEAGUE OF CITIES, INC.** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-n. A MOTION RECOGNIZING AND COMMENDING THE URBAN LEAGUE OF ESSEX COUNTY'S ULTRA CENTER PROGRAM. A HIGHLY SUCCESSFUL PROJECT IN ADVANCING THE BUSINESS SKILLS OF ECONOMICALLY-DISADVANTAGED RESIDENTS OF ESSEX COUNTY** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-o. A MOTION HIGHLY CRITICAL OF AN ALTERNATIVE CIVIL RIGHTS BILL PROPOSED BY THE BUSH ADMINISTRATION WHICH MAINTAINS ITS PAST POSITIONS ON JOE DISCRIMINATION AND EMPLOYMENT PRACTICES THAT ARE BIASED TOWARDS MINORITIES AND WOMEN** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-p. A MOTION SUPPORTING A U.S. SUPREME COURT DECISION TO INVESTIGATE WHETHER A BANKRUPTCY COURT, SUPERVISING A BANK HOLDING COMPANY IN CHAPTER 11 REORGANIZATION, MAY BLOCK ANY FEDERAL ENFORCEMENT OF THE HOLDING COMPANY'S ATTEMPT TO 'BAIL OUT' ITS FINANCIALLY-AILING BANK SUBSIDIARIES** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

March 6, 1991

- 7-M-q.** A MOTION COMMENDING THE DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR ITS DECISION NOT TO LEVY A FINE AGAINST THE TOWNSHIP OF PARSIPPANY, NEW JERSEY, AS IT RELATES TO THE PROPOSED FRESH WATER WETLAND ACT, WHICH WOULD HAVE HAD A DRASTIC IMPACT ON THE CURRENT MT. LAUREL AGREEMENT BETWEEN THE TOWNSHIP OF PARSIPPANY AND THE CITY OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-r.** A MOTION CONGRATULATING NEW JERSEY SENATOR ROBERT MENENDEZ (D-HUDSON) ON THE DISTINGUISHED OCCASION OF BEING APPOINTED TO FILL THE UNEXPIRED TERM OF THE LATE SENATOR CHRISTOPHER JACKMAN OF NEW JERSEY was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-s.** A MOTION EXPRESSING CONCERN THAT THE WHITE HOUSE, AS WELL AS NEW JERSEY'S UNITED STATES SENATORS AND THE UNITED STATES ARMED FORCES DID NOT SEND A REPRESENTATIVE TO THE FUNERAL SERVICES OF U.S. ARMY PRIVATE ROBERT TALLEY, THE 18-YEAR-OLD NEWARK RESIDENT WHO FELL VICTIM TO FRIENDLY FIRE IN THE PERSIAN GULF was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-t.** A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO MOVE FORTHWITH TO PROVIDE "NO STANDING" SIGNS TO ALLEVIATE SOME OF THE PROBLEMS ON BIRKS PLACE was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-u.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. INNOCENT BARTHELEMY OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-v.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. VICTORIA GRACE SCHERZO DIDONATO OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-w.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARY KMETZ AMBROSE OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-x.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. NICHOLAS FORTE OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-y.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN H. WILLIAMS OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

March 6, 1991

- 7-M-z. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF THE HONORABLE WILLIAM HODES OF LIVINGSTON, FORMER NEWARK MUNICIPAL JUDGE AND BELOVED FATHER OF DR. PHILIP HODES, A STAFF AIDE TO NEWARK COUNCILMAN DONALD BRADLEY** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-ba. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GEORGE WYNN, BROTHER OF MR. CALVIN WEST, AIDE TO MAYOR SHARPE JAMES** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bb. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. JEMEL T. GOLDSTEIN** was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bc. A MOTION REQUESTING THE LAW DEPARTMENT TO COMMENCE THE NECESSARY PROCEEDINGS TO SUBPOENA THE REQUIRED BOARD OF EDUCATION RECORDS TO OBTAIN THE NUMBER OF EMPLOYEES BY CATEGORY FOR THE YEARS 1982 THROUGH 1990** was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bd. A MOTION CONGRATULATING MAYOR SHARPE JAMES FOR HIS EFFORTS ON THE COMMENCEMENT OF THE REFURBISHMENT OF THE DOUGLAS HARRISON PARK** was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-be. A MOTION EXPRESSING BEST WISHES TO DORIAN FENNER FOR HIS COMPETITION IN THE NATIONAL TRACK AND FIELD MEET TO BE HELD ON SATURDAY, MARCH 9, 1991 IN SYRACUSE, NEW YORK** was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bf. A MOTION REQUESTING THE DIRECTOR OF DEVELOPMENT TO ADVISE THE COUNCIL OF PLANS FOR THE AREA OF THE NEW POST OFFICE AND IF ANY ADDITIONAL LAND WILL BE REQUIRED FOR ANY FUTURE DEVELOPMENT** was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The City Clerk presented Communication from Business Administrator Monteilh, received February 22, 1991, enclosing proposed "Ordinance amending Title 10, Finance and Taxation, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented (By adding a new Chapter 15, Alcoholic Beverage Tax)." (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by President Grant, seconded by Council Member Martinez and adopted by the following votes:

Yes: Council Member Branch, Carrino, Harris, Martinez, Rice, Villani, President Grant.

Not Voting: Council Member Tucker.

Absent During Roll Call: Council Member Bradley.

- 8-b. Communication from Business Administrator Monteilh, received February 25, 1991, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Wilson Avenue." (Wilson Avenue - North Side, beginning 105 feet west of the westerly curblane of Hensler Street and extending 40 feet westerly therefrom.) (East Ward) (Copy of ordinance and correspondence submitted to each Member of the Council) (Approval not required by Department of Transportation)

(For action on this item, see Ordinance 6-F-k on page 5 in the minutes of this meeting.)

- 8-c. The City Clerk presented Communication from Business Administrator Monteilh, received February 25, 1991, enclosing proposed "Ordinance amending Ordinance 6-S & F-b, November 19, 1990, entitled 'An ordinance approving the purchase of premises commonly known as 1128-1130 Broad Street, a/k/a Block 901, Lots 42 and 41; and 26 and 28 Gillette Place, a/k/a Block 2817, Lots 37 and 39 (East Ward), Newark, New Jersey, by the City of Newark, from Essex County College, a Body Corporate and Politic of the State of New Jersey for one (\$1.00) dollar, pursuant to the provisions of N.J.S.A. 40A:12-5 (a)(1)' by deleting 26 and 28 Gillette Place, a/k/a Block 2817, Lots 37 and 39." (Essex County College requested to keep same for redevelopment purposes.) (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 20, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-d. The City Clerk presented Communication from Business Administrator Monteilh, received February 25, 1991, enclosing proposed "Ordinance amending Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by amending the penalties for traffic and parking violations." (Reduces amount of fine collected for overtime parking at meters from \$31.00 to \$21.00.) (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 20, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

March 6, 1991

- 8-e. The City Clerk presented **Communication from Business Administrator Monteilh, received February 25, 1991, enclosing proposed "Ordinance amending Chapter 3A of Title 17, entitled 'Noise Control Ordinance of the City of Newark,' providing for the regulation of Noise Pollution in the City of Newark, to include Section 2 'Definitions' (Hospital Quiet Zones.)"**

(Hospital Quiet Zone includes any street within the City of Newark which is situated within 500 feet of a hospital boundary.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 20, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-f. The City Clerk presented **Communication from Business Administrator Monteilh, received February 26, 1991, enclosing proposed "Ordinance providing for the vacation of a portion of Bank Street as laid out 45 feet in width on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from the easterly line of University Avenue 166.76 feet easterly along the southerly line of Bank Street to a point thence westerly 166.68 feet along the new right of way line to a point along the easterly line of University Avenue thence southerly 5.19 feet along the easterly line of University Avenue to the point of beginning."**

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the March 20, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-g. The City Clerk presented **Communication from Business Administrator Monteilh, received February 26, 1991, enclosing proposed "Ordinance to amend and supplement Title 24, Transportation, Chapter 1, Taxicabs, Sections 1, 3, 4, 9, 10, 25, 54 and 59, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By providing for more rules and regulations for Taxicab Operators, to raise the current Taxicab Rates and Imposing Penalties for Violations thereof."**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to place this legislation on a Special Meeting to be called for March 12, 1991, at 10:30 A. M., or as soon thereafter as practical, in the Council Chamber, City Hall, further, directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, Police Director Coleman, Manager of Taxicab Commission Williams to meet with the Council at its pre-meeting special conference, Tuesday, March 12, 1991, at 10:00 A.M., to discuss same was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-h. The City Clerk presented **proposed, "Ordinance to amend Title 8, Business and Occupations, Chapter 19, Wreckers, Section 3, Rules and Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require wreckers to have their name and address displayed on their vehicles."**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 20, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-i.
(A.S.) The City Clerk presented proposed "Ordinance to supplement Title 24, Transportation, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to include a New Chapter, 2, Autocabs, Limousine and Livery Service (That regulates the operation of autocabs, limousine and livery services in the City of Newark)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Council Member Rice seconded by Council Member Bradley and adopted by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-j.
(A.S.) Proposed "Ordinance to amend Title 27, Zoning, Chapter 3, District Regulations, Article 9, First Industrial District Regulations, Section 44, Use Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding Go-Go establishments thereto)."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Central Planning Board)

(For action on this item, see Ordinance 6-F-1 (A.S.) on page 6 in the minutes of this meeting.)

- 8-k.
(A.S.) Proposed "Ordinance to amend Title 27, Zoning, Chapter 3, District Regulations, Article 8, Fourth Business District Regulations, Section 38, Use Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding Go-Go establishments thereto)."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Central Planning Board)

(For action on this item, see Ordinance 6-F-m (A.S.) on page 6 in the minutes of this meeting.)

- 8-l.
(A.S.) Proposed "Ordinance to amend Title 27, Zoning, Chapter 4, Additional and Special Regulations; Conditional Uses, Article 3, Conditional Use Regulations, Section 7, Enumerated; Applications; Procedure, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding Go-Go establishments thereto)."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Central Planning Board)

(For action on this item, see Ordinance 6-F-n on page 6 in the minutes of this meeting.)

- 8-m.
(A.S.) The City Clerk presented proposed "Ordinance declaring that a recognized amusement park exists in the City of Newark and establishing a fee structure for an issuance of licenses under the Amusement Games Licensing Law."

(Recognized amusement park exists at Peddlers Square)

A motion directing the City Clerk to place this ordinance on the March 20, 1991 Agenda of the Municipal Council for first reading was made President Grant, seconded by Council Member Branch and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-n.
(A.S.) Communication from Business Administrator Monteilh, received March 6, 1991, enclosing proposed "Bond Ordinance reappropriating cash balances from previously adopted Bond Ordinance No. 6-S & F-c, adopted July 26, 1988 and determining that said appropriation, including bond proceeds, is no longer needed for the purpose set forth in said ordinance and amending said ordinance to reflect the cancellation of said appropriation in the amount of \$35,000., and transferring \$35,000. to the capital surplus fund and appropriating \$35,000. from the capital surplus fund to the purpose set forth herein, for the acquisition of a tennis facility in the City of Newark, authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

(417-459 Dr. Martin Luther King, Jr., Boulevard)

(For action on this item, see Ordinance 6-F-o (A.S.) on pages 6 and 7 in the minutes of this meeting.)

March 6, 1991

- 8-o. (A.S.) The City Clerk presented Communication from Business Administrator Monteilh, received March 6, 1991, enclosing proposed "Ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title, Definitions, Section 1, Short Title, Definitions, Paragraph (C), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by adding the definition of congregate living arrangements)."

(Awaiting approval of Central Planning Board)

A motion directing the City Clerk to place this ordinance on the March 20, 1991 Agenda of the Municipal Council for first reading was made by Council Member Branch, seconded by President Grant and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-p. (A.S.) The City Clerk presented Communication from Business Administrator Monteilh, received March 6, 1991, enclosing proposed "Ordinance amending Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to prohibit facilities which provide congregate living arrangements within all residence districts and First Business Districts and to permit such facilities as a conditional use in all other business districts and industrial districts."

(Awaiting approval of Central Planning Board)

A motion directing the City Clerk to place this ordinance on the March 20, 1991 Agenda of the Municipal Council for first reading was made by Council Member Branch, seconded by President Grant and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from February 8, 1991 to February 25, 1991:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| St. Lucy's Roman Catholic Church | 10344 |
| Residents for Community Action | 10385 |
| Combined Societies of Saint Patrick's Church | 10445 |
| Polish Falcons of America-Nest 104 | 10446 |

RAFFLE LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|------------------------------------|-----------------------|
| Saint John's Guild | 10279 |
| Saint Lucy's Roman Catholic Church | 10345 |
| Saint Columba's Church | 10442 |
| Saint John's Guild | 10443 |
| Newark Lions Club | 10444 |
| Babyland Nursery, Inc. | 10447 |
| North Ward Center, Inc. | 10448 |
| Saint Benedict Church | 10449 |
| American Diabetes Association | 10451 |

1042

March 6, 1991

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

ADJOURNMENT.

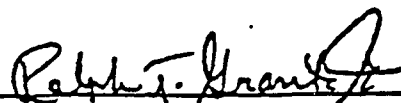
12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 2:48 P. M.

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

1043

Newark, New Jersey, March 12, 1991

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey.

President Grant called the meeting to order at 12:50 P.M.

Present: President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani.

City Clerk Marasco read letter dated March 7, 1991, from Hon. Ralph T. Grant, Jr., President of the Municipal Council, calling a special meeting of the Municipal Council for Tuesday, March 12, 1991, at 10:30 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, to consider the following legislation:

Ordinance to amend and supplement Title 24, Transportation, Chapter 1, Taxicabs.....by providing for more rules and regulations for Taxicab Operators, to raise the current Taxicab Rates and Imposing Penalties for Violations thereof. (8-g, deferred March 6, 1991)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on March 7, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco, citing the Administrative Code of the City, stated "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another day or hour.'"

President Grant directed the City Clerk to place this ordinance on the agenda of the regular meeting of March 20, 1991, under "Communications".

This meeting adjourned at 12:51 P.M.

APPROVED:



Robert P. Marasco
City Clerk

Spec. Mtg., 3-12-91

1044

Newark, New Jersey, March 20, 1991

Prior to the regularly scheduled meeting various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:20 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Council President Ralph T. Grant, Jr.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Legislative Research Officer Elmer Herrmann, Assistant Corporation Counsel Paula Garick, Public Relations Consultant Delores Wheat, Lieutenant James Reed and Detective Joseph Towe, Sergeants-At-Arms.

Absent: Council Members Bradley, Carrino.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council."

In addition, the agenda of this meeting was disseminated on March 14, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to permit Mr. Tim Smith and Mr. Jack McGroarty to be heard under "Hearings of Citizens" at this time was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

6-HC-a. **MR. TIM SMITH, PBA PRESIDENT, ESSEX COUNTY POLICE, LOCAL 54, 137 DALTON STREET, ROSELLE, NEW JERSEY.**

6-HC-b. **MR. JACK MCGROARTY, 223 AMPERE PARKWAY, BLOOMFIELD, NEW JERSEY.**

The above citizens addressed the Members of the Municipal Council with respect to the proposed layoffs of approximately 100 County police officers by Essex County Executive Thomas D'Alessio. They denounced the move as "politically motivated and requested the Municipal Council to adopt a resolution urging the County Executive to rescind his proposal.

Freeholder Johnny Jones, who was requested to approach the podium by President Grant, said he supports any legislative or board who supports the county police and urged County Executive Director to rethink his plan of action.

A lengthy discussion was held by the Members of the Municipal Council whom agreed to send letters to every City and Town in Essex County to solicit support of these officers.

A motion to consider motion 7-M-a and 7-M-b at this time was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

Reg. Mtg., 3-20-91

1045
March 20, 1991

- 7-M-a. A MOTION SUPPORTING MEMBERS OF THE ESSEX COUNTY POLICE DEPARTMENT WHO ARE FIGHTING TO RETAIN THEIR POSITIONS IN THE WAKE OF PROPOSED LAY OFFS BY COUNTY EXECUTIVE THOMAS D'ALESSIO** was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-b. A MOTION RESPECTFULLY REQUESTING MAYOR SHARPE JAMES TO STUDY THE FEASIBILITY OF HIRING ESSEX COUNTY POLICE OFFICERS WHO ARE IN JEOPARDY OF LOSING THEIR JOBS DUE TO LAY OFFS PROPOSED BY ESSEX COUNTY EXECUTIVE THOMAS J. D'ALESSIO** was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent: Council Members Bradley, Carrino.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented Copy of Minutes of Meeting of Second River Joint Meeting, held December 12, 1990.**
A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent: Council Members Bradley, Carrino.
- 4-b. The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held January 17, 1991.**
A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent: Council Members Bradley, Carrino.
- 4-c. The City Clerk presented 1990 Annual Report of Office of the City Clerk.**
(Copy submitted to each Member of the Council)
A motion that the Report be received and placed on file was made by the Council of the Whole adopted by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent: Council Members Bradley, Carrino.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for Ordinances on First Reading.

- 5-F-a. The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Oliver Street and Van Buren Street.**
(Oliver Street and Van Buren Street:
Stop Signs shall be installed on all approaches.)
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

1046

March 20, 1991

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Members Bradley, Carrino.

6-F-b.

The City Clerk read An ordinance amending Ordinance 6-S & F-b, November 19, 1990, entitled "An ordinance approving the purchase of premises commonly known as 1128-1130 Broad Street, a/k/a Block 901, Lots 42 and 41; and 26 and 28 Gillette Place, a/k/a Block 2817, Lots 37 and 39 (East Ward), Newark, New Jersey, by the City of Newark, from Essex County College, a Body Corporate and Politic of the State of New Jersey for one (\$1.00) dollar, pursuant to the provisions of N.J.S.A. 40A:12-5 (a)(1)" by deleting 26 and 28 Gillette Place, a/k/a Block 2817, Lots 37 and 39.

(Essex County College requested to keep same for redevelopment purposes.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Villani, President Grant.

Absent During Roll Call: Council Members Rice, Tucker.

Absent: Council Members Bradley, Carrino.

President Grant: The yeses are five, the noes are none, two absent during roll call and two absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 3, 1991.

6-F-c.

The City Clerk read An ordinance amending Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by amending the penalties for traffic and parking violations.

(Reduces amount of fine collected for overtime parking at meters from \$31.00 to \$21.00.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Villani, President Grant.

Absent During Roll Call: Council Members Rice, Tucker.

Absent: Council Members Bradley, Carrino.

President Grant: The yeses are five, the noes are none, two absent during roll call and two absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 3, 1991.

6-F-d.

The City Clerk read An ordinance amending Chapter 3A of Title 17, entitled 'Noise Control Ordinance of the City of Newark,' providing for the regulation of Noise Pollution in the City of Newark, to include Section 2 'Definitions'

(Hospital Quiet Zones.)

(Hospital Quiet Zone includes any street within the City of Newark which is situated within 500 feet of a hospital boundary.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

1047
March 20, 1991

A motion to adopt the ordinance on first reading was made by Council Member Villani, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Villani, President Grant.

Absent During Roll Call: Council Members Rice, Tucker.

Absent: Council Members Bradley, Carrino.

President Grant: The yeases are five, the noes are none, two absent during roll call and two absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 3, 1991.

6-F-e.

The City Clerk read An ordinance providing for the vacation of a portion of Bank Street as laid out 45 feet in width on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from the easterly line of University Avenue 166.76 feet easterly along the southerly line of Bank Street to a point thence westerly 166.68 feet along the new right of way line to a point along the easterly line of University Avenue thence southerly 5.19 feet along the easterly line of University Avenue to the point of beginning.

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Villani, President Grant.

Absent During Roll Call: Council Members Rice, Tucker.

Absent: Council Members Bradley, Carrino.

President Grant: The yeases are five, the noes are none, two absent during roll call and two absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 3, 1991.

6-F-f.

The City Clerk read An ordinance to amend Title 8, Business and Occupations, Chapter 19, Wreckers, Section 3, Rules and Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require wreckers to have their name and address displayed on their vehicles.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Villari, President Grant.

Absent During Roll Call: Council Members Rice, Tucker.

Absent: Council Members Bradley, Carrino.

President Grant: The yeases are five, the noes are none, two absent during roll call and two absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 3, 1991.

6-F-g.

The City Clerk read An ordinance declaring that a recognized amusement park exists in the City of Newark and establishing a fee structure for an issuance of licenses under the Amusement Games Licensing Law.

(Recognized amusement park exists at Peddlers Square)

(Copy of ordinance submitted to each Member of the Council)

1048

March 20, 1991

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Villani, President Grant.

Absent During Roll Call: Council Members Rice, Tucker.

Absent: Council Members Bradley, Carrino.

President Grant: The yeses are five, the noes are none, two absent during roll call and two absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on April 3, 1991.

6-F-h.

The City Clerk read An ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title, Definitions, Section 1, Short Title, Definitions, Paragraph (C), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding the definition of Congregate Living Arrangements)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Central Planning Board)

A motion to defer action on the ordinance awaiting approval of Central Planning Board was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,

President Grant.

Absent: Council Members Bradley, Carrino.

6-F-i.

The City Clerk read An ordinance to amend Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to prohibit facilities which provide congregate living arrangements within all Residence Districts and First Business Districts and to permit such facilities as a conditional use in all other Business Districts and Industrial Districts.
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Central Planning Board)

A motion to defer action on the ordinance awaiting approval of Central Planning Board was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,

President Grant.

Absent: Council Members Bradley, Carrino.

6-F-j.
(A.S.)

The City Clerk read An ordinance to amend "An ordinance approving the sale of numerous properties located on Tax Blocks 2790, 2797, 2799, 2800, 2801, 2803, 2804, 2805, 2807, 2808, 2812, 2815, 2818 and 2821, in the City of Newark pursuant to the provisions of N.J.S.A. 40A:12-13 (b)(1)" (By extending the commencement of Housing Construction from May 1, 1991 to December 1, 1991 and completion date from November 1, 1993 to May 1, 1994. (6-S & F-n, November 13, 1989)

(Various properties on Miller Street, Sherman Avenue, Pennsylvania Avenue, Wright Street, Brunswick Street, Emmet Street, Astor Street, Murray Street, Thomas Street, Parkhurst Street, South 6th Street, 12th Avenue, Littleton Avenue, 4th Street, Sussex Avenue, North 12th Street, 7th Avenue, North 13th Street.)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,

President Grant.

Absent: Council Members Bradley, Carrino.

1049
March 20, 1991

President Grant: The yeses are seven, the noes are none and two absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 3, 1991.

After Ordinance 6-Ph S & F-a, A motion to consider Item 8-h on Ordinances on First Reading was made by Council Member Tucker, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

6-F-k. The City Clerk read An ordinance of the City of Newark establishing a Cable Television Monitoring Office.

A motion to adopt the ordinance on first reading was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

President Grant: The yeses are seven, the noes are none and two absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 3, 1991.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting left turns on Orange Street at Broad Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-2, Left Turn Prohibitions, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

West on Orange Street to south on Broad Street

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

STATEMENT: This ordinance prohibits vehicles westbound on Orange Street from making a left turn onto Broad Street.

March 20, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance on second reading and final passage awaiting written approval from Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Members Bradley, Carrino.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Leslie Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Trucks over 4 tons registered gross weight are hereby excluded from the following described street or parts of a street, except for pickup and delivery of materials on such street.

NAME OF STREET

LOCATION

Leslie Street

Between Lyons Avenue and
Chancellor Avenue

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. The Director of Engineering shall forward a copy of this ordinance to the Commissioner of Transportation for approval.

STATEMENT: This ordinance prohibits any truck over 4 tons from traveling on between Lyons Avenue and Chancellor Avenue on Leslie Street.

1251
March 20, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Tucker, Villani,
President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Members Bradley, Carrino.

President Grant: The yeases are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 11, Procedures of Tax Abatement Agreements of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (Re-codifying the ordinance to reflect changes in procedures and administration), by including a provision for the certification of the Affirmative Action Office and excluding Industrial Project from Tax Abatement ineligibility.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 10, Finance and Taxation, Chapter 11, Procedures for Application, Approval and Administration of Tax Abatement Agreements of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby amended and supplemented to read as follows:

10:11-4. Consideration and Approval: d. Legal Review

- xiv. Certification of the Manager of the Office of Affirmative Action that the entity is in compliance with the requirements of the Affirmative Action Plan of the City of Newark adopted by the Newark Municipal Council on October 3, 1984 as Resolution 7Rbc as amended and supplemented.

10:11-8. Tax Abatement Ineligibility

- (b) Construction or development of a warehouse project.

SECTION 3. All prior ordinances or parts of prior ordinances inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT: The purpose of this ordinance is to clarify its meaning and to include certification of the Affirmative Action Office.

Underscore indicates additions.

March 20, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Tucker, Villani,
President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Members Bradley, Carrino.

President Grant: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the purchase of premises commonly known as 108 Wilsey Street, Newark, New Jersey, Block 405, Lot 32 (Central Ward) from the Housing Authority of the City of Newark for a nominal consideration pursuant to the provisions of N.J.S.A. 40A:12-5 (a) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 108 Wilsey Street, Block 405, Lot 32 on the Official Tax Map and Tax Duplicate (year 1990) of the City of Newark is needed for public purposes as attached on Exhibit A.

Section 2. That the above described premises by the City of Newark from the Housing Authority of the City of Newark for the nominal consideration of \$1.00, pursuant to the provisions of N.J.S.A. 40A:12-5 (a) (1).

Section 3. That the Director of Finance be authorized to pay said amount to the Housing Authority of the City of Newark for the above described premises.

Section 4. That the Corporation Counsel is hereby authorized to record the original deed and to forward said deed to the Director of Finance for filing.

Section 5. This Ordinance shall take effect upon publication and final passage in accordance with the laws of the State of New Jersey.

STATEMENT

Passage of this Ordinance will permit the City of Newark to purchase land from the Newark Housing Authority.

March 20, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Members Bradley, Carrino.

President Grant: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the purchase of premises commonly known as 127-129 West Market Street and 110-116 Wilsey Street, Newark, New Jersey, Block 405, Lots 30 and 31 (Central Ward) from the Housing Authority of the City of Newark for a nominal consideration pursuant to the provisions of N.J.S.A. 40A:12-5 (a) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 127-129 West Market Street and 110-116 Wilsey Street, Block 405, Lots 30 and 31 on the Official Tax Map and Tax Duplicate (year 1990) of the City of Newark is needed for public purposes as attached as Exhibit A.

Section 2. That the above described premises by the City of Newark from the Housing Authority of the City of Newark for the nominal consideration of \$1.00, pursuant to the provisions of N.J.S.A. 40A:12-5 (a) (1).

Section 3. That the Director of Finance be authorized to pay said amount to the Housing Authority of the City of Newark for the above described premises.

Section 4. That the Corporation Counsel is hereby authorized to record the original deed and to forward said deed to the Director of Finance for filing.

Section 5. This Ordinance shall take effect upon publication and final passage in accordance with the laws of the State of New Jersey.

STATEMENT

Passage of this Ordinance will permit the City of Newark to purchase land from the Newark Housing Authority.

1054

March 20, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Tucker, Villani,
President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Members Bradley, Carrino.

President Grant: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the purchase of premises commonly known as 121 West Market Street, Newark, New Jersey, Block 405, Lot 27, 23, 28, 7, 29 and 24 (Central Ward) from the Housing Authority of the City of Newark for a nominal consideration pursuant to the provisions of N.J.S.A. 40A:12-5 (a)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 121 West Market Street, Block 405, Lots 27, 23, 28, 7, 29 and 24 on the Official Tax Map and Tax Duplicate (year 1990) of the City of Newark is needed for public purposes as attached as Exhibit A.

Section 2. That the above described premises by the City of Newark from the Housing Authority of the City of Newark for the nominal consideration of \$1.00, pursuant to the provisions of N.J.S.A. 40A:12-5 (a) (1).

Section 3. That the Director of Finance be authorized to pay said amount to the Housing Authority of the City of Newark for the above described premises.

Section 4. That the Corporation Counsel is hereby authorized to record the original deed and to forward said deed to the Director of Finance for filing.

Section 5. This Ordinance shall take effect upon publication and final passage in accordance with the laws of the State of New Jersey.

STATEMENT

Passage of this Ordinance will permit the City of Newark to purchase land from the Newark Housing Authority.

1055
March 20, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Tucker, Villani,
President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Members Bradley, Carrino.

President Grant: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

President Grant stated Council Member Bradley is recuperating from an accident.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending "An ordinance granting permission to New Jersey Bell Telephone Company to construct and maintain two (2) cross connect boxes within two (2) easement areas described herein and located in Block 4074, Lot 19 and Block 2591, Lot 42" Ordinance 6-S & F-j dated August 1, 1989.

WHEREAS, the Municipal Council adopted Ordinance 6S & FJ on August 2, 1989 which granted permission to New Jersey Bell Telephone Company to construct and maintain a cross connect box within Block 4074 Lot 19; and

WHEREAS, New Jersey Bell Telephone Company submitted a drawing entitled "Survey of Proposed Easement, Block 4074 Lot 19, City of Newark, Essex County, New Jersey" which depicted the location of the Cross Connect Box within Block 4074, Lot 19; and

WHEREAS, during initial construction at said easement area, New Jersey Bell Telephone Company discovered an underground in service oil tank under the easement area; and

WHEREAS, New Jersey Bell Telephone Company now wishes to move the location of said easement within block 4074, lot 19.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That subsection A of Section 1 of Ordinance 6S & FJ dated August 2, 1989 is hereby amended to read as follows;

- A. Within Lot 19 on Block 4074 as shown on the drawing entitled "Survey of Proposed Easement, Block 4074, Lot 19, City of Newark, Essex County, New Jersey" dated June 2, 1989 and revised on November 2, 1990 and more fully described entitled "easement description, New Jersey Bell, Block 4074 p/o lot 19, City of Newark, Essex County, New Jersey" dated June 8, 1989 and revised on November 5, 1989 and both drawing and description were prepared by Taylor, Wiseman and Taylor, which drawing and description are hereto attached and made a part hereof.

March 20, 1991

1056

Section 2. That New Jersey Bell Telephone Company, subject to the approval of the City of Newark's Corporation Counsel, shall place an instrument on record in the Essex County Register's Office giving notice of the new location of the easement within Block 4074 Lot 19 created by this Ordinance. This instrument shall be executed on behalf of the City of Newark by the Director of Engineering and attested to by the City Clerk who shall affix the City Seal thereto. The City of Newark shall record this instrument at the cost of New Jersey Bell Telephone Company who shall pay all such costs upon request from the City.

Section 3. That New Jersey Bell Telephone Company shall pay on demand of the City of Newark the amount and cost and expense to the City for all official publications of this Ordinance.

Section 4. This Ordinance shall take effect upon promulgation and passage in accordance within law.

STATEMENT

This Ordinance amends Ordinance 6S & FJ dated August 2, 1989 by relocating the easement for New Jersey Bell Telephone Company within Block 4074 Lot 19.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Villani, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Martinez, Rice.

Absent: Council Members Bradley, Carrino.

President Grant: The yeses are five, the noes are none, two absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to grant five (5) years of tax abatement for a commercial improvement erected on premises known as 10-16 Stockton Street, Block 5038, Lot 3.01 on the Official Tax Map (Year 1990) of the City of Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That pursuant to the laws of New Jersey and the Revised Ordinances of the City of Newark (R.O. 10:11-1, et seq.) the Municipal Council of the City of Newark has approved as in the best interest of the City of Newark an application and Agreement with A & M Ferreira Urban Renewal Associates authorized to transact business in the State of New Jersey, for a new commercial improvement consisting of 90,500 cubic feet to house a construction business at premises commonly known as 10-16 Stockton Avenue, Block 5038, Lot 3.01, Newark, New Jersey owned by the applicant.

March 20, 1991

2. That in consideration of said tax abatement on the new improvement A & M Ferreira Urban Renewal Associates will pay the City of Newark an annual service thereon of approximately \$2,200.00 representing 2% of the total cost of construction estimated at \$110,000.00.

3. That the annual service charge on the improvement shall be paid quarterly, together with, and on the same due dates as the taxes on land for said premises 10-16 Stockton Avenue, Block 5038, Lot 3.01.

4. That the entity shall submit to the Division of Tax Abatement and Special Tax within the Department of Finance certified total project cost audit within sixty (60) days from the date of execution of the financial agreement.

5. That this Ordinance shall take effect upon publication and passage according to law. This tax abatement is further conditioned upon the entity entering into an agreement with the City of Newark same to be executed by the Mayor and approved by the Corporation Counsel. Failure of the entity to execute said Agreement within (30) days of its receipt will terminate this tax abatement.

6. That an executed Agreement authorized by this Ordinance shall be filed with the City Clerk by the Department of Law within sixty (60) days from the date of adoption.

7. That all outstanding taxes, water and sewer charges and advertising costs for publishing this Ordinance shall be paid by A & M Ferreira Urban Renewal Associates before the Agreement shall be executed by the City and delivered to them. Should the applicant fail to pay any outstanding obligations within thirty (30) days of the passage of this Ordinance, the Tax Assessor is directed to include the properties contained in the project on the tax rolls at its fair market value.

8. That within thirty (30) days after the execution of the aforementioned tax abatement agreement, there shall be forwarded by the City Clerk a copy of such agreement to the Director of the Division of Local Government Services and the Commissioner of the Department of Labor and Industry, with a copy of this Ordinance.

9. That the tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from January 1, 1988. Any taxes assessed for 1988, 1989 or 1990 shall be rescinded upon satisfaction of all requirements set forth herein.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Ordinance granting a five year tax abatement for improvements on Block 5038, Lot 3.01.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Martinez, Rice.

Absent: Council Members Bradley, Carrino.

President Grant: The yeses are five, the noes are none, two absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance supplementing Title 11AA, Fire Prevention Code, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to create a Chapter 3, Limiting the Use and Possession of Portable Kerosene Heaters.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 11AA, "Fire Prevention Code", of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is further amended and supplemented by the addition of a new chapter thereto limiting the sale of portable kerosene heaters and appliances in the City of Newark which shall read as follows:

CHAPTER 3. PORTABLE KEROSENE HEATERS

(1) Sales of Portable Kerosene Appliances.

It shall be unlawful in the City of Newark for any person to offer for sale, expose for sale, sell, possess or use any portable gasoline, kerosene, or other portable appliances using liquid fuels for cooking or heating.

(2) Sale of Fixed Kerosene Appliances:

It shall be unlawful in the City of Newark to offer for sale, expose for sale, sell, possess or use any fixed kerosene or other liquid fuel burning stove or heater, or appliances, for cooking or heating purposes, unless (1) such stove, heater or appliance has been listed by the Underwriters' Laboratories or is one of equal kind and structure approved by the Fire Director or his designee.

(3) Prohibited use: The use of portable kerosene fired heaters is prohibited in all residences, buildings and structures in the City of Newark.

(4) Containers for Kerosene: Containers for kerosene shall be either of a plastic or metal construction with fill and vent openings. The container shall be blue with white lettering. The word "kerosene" shall be displayed around the perimeter of the container.

(5) Seizure of Portable Kerosene Heaters: The fire official shall seize, take, remove or cause to be removed at the expense of the owner all portable kerosene heaters offered or exposed for sale or display, stored or offered for sale or used in violation of the Uniform Fire Code and any ordinance amending the Fire Code.

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(6) Penalty: Any person found to be in violation of this chapter shall be subject to a penalty of not less than \$100.00 but not more than \$1,000.00 for each offense or to imprisonment for no more than sixty (60) days or a period of community service not to exceed sixty (60) days for each offense.

Section 2. Any prior ordinance or part thereof inconsistent herewith is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Martinez, Rice.

Absent: Council Members Bradley, Carrino.

President Grant: The yeases are five, the noes are none, two absent during roll call and two abstain. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & J.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance ratifying and authorizing execution of a lease between the Department of Military and Veterans' Affairs, State of New Jersey, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 120 Roseville Avenue, Newark, New Jersey, Block 1905, Lot 28, for the sum of \$2,758., for a period of 11 days.

WHEREAS, the premises commonly known as 120 Roseville Avenue, Newark, New Jersey, Block 1905, Lot 28, on the Official Tax Maps and Tax Duplicate, of the City of Newark, New Jersey, is needed for public purposes; and

WHEREAS, the City of Newark, Tenant, and Department of Military and Veterans' Affairs, State of New Jersey, landlord, desire to enter into a lease agreement for the premises commonly known as 120 Roseville Avenue, Newark, New Jersey, Block 1905, Lot 28, for 11 days beginning February 16, 1991, and ending March 2, 1991 for the sum of \$2,758.00.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with the Department of Military and Veterans' Affairs, State of New Jersey, Landlord, for the leasing of the premises commonly known as 120 Roseville Avenue, Newark, New Jersey, Block 1905, Lot 28, pursuant to N.J.S.A. 40A:12-5.

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Section 2. The City of Newark shall, as consideration for said lease agreement, pay the owner the sum of \$2,758.00, for the term of this lease, beginning February 16, 1991, and ending March 2, 1991.

Section 3. The Municipal Council ratifies the action of the Business Administrator and the terms of this lease agreement from February 16, 1991 to the date of the adoption of this Ordinance.

Section 4. A copy of the lease agreement is attached hereto and made a part hereof.

Section 5. A copy of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This Ordinance authorizes the City of Newark to enter into a lease agreement with the Department of Military and Veteran's Affairs, State of New Jersey, for the period of February 16, 1991 to March 2, 1991 in the amount of \$2,758.00 for the property known as 120 Roseville Avenue, Newark, New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Martinez, Rice.

Absent: Council Members Bradley, Carrino.

President Grant: The yeses are five, the noes are none, two absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Wilson Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Wilson Avenue: North - Side
beginning 105 feet west of the westerly curbline of
Hensler Street and extending 40 feet westerly
therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Section 4. This ordinance does not require approval by the Commissioner of Transportation.

STATEMENT: This ordinance prohibits any person from parking their vehicles on Wilson Avenue at the curbside space between posted signs bearing the legend "No Parking At Any Time".

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Martinez, Rice.

Absent: Council Members Bradley, Carrino.

President Grant: The yeses are five, the noes are none, two absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 27, Zoning, Chapter 3, District Regulations, Article 9, First Industrial District Regulations, Section 44, Use Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding go-go establishments thereto)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 27, Zoning, Chapter 3, District Regulations, Article 9, First Industrial District Regulations, Section 44, Use Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding the following:

27:3-44. Use regulations.

A building or premises may be used for any purpose, except the following:

(64) Go-Go establishments.

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Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance prohibits go-go establishments in first industrial districts.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Central Planning Board was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Tucker, Villani,

President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Members Bradley, Carrino.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 27, Zoning, Chapter 3, District Regulations, Article 8, Fourth Business District Regulations, Section 38, Use Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding go-go establishments thereto)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 27, Zoning, Chapter 3, District Regulations, Article 8, Fourth Business District Regulations, Section 38, Use Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding the following:

27:3-38. Use regulations.

A building or premises may be used for any purpose, except the following:

(43) Go-Go establishments.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance prohibits go-go establishments in fourth business districts.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion close the hearing and defer action on the ordinance awaiting approval of Central Planning Board was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Tucker, Villani,
President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Members Bradley, Carrino.

6-PH, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 27, Zoning, Chapter 4, Additional and Special Regulations; Conditional Uses, Article 3, Conditional Use Regulations, Section 7, Enumerated; Applications; Procedure, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding go-go establishments thereto)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 27, Zoning, Chapter 4, Additional and Special Regulations; Conditional Uses, Article 3, Conditional Use Regulations, Section 7, Enumerated; Applications; procedure, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be further amended to add go-go establishments to subsection (a) to read in its entirety as follows:

(a). The following are conditional use regulations relating to arcades; automatic vehicle cleaning stations; boarding houses; commercial antennae; facilities for the sheltering and/or treatment of persons with communicable diseases, not located in an established hospital; drive-in restaurants; gasoline filling or automotive service stations; go-go establishments; narcotic, alcohol, and drug abuse treatment facilities not located in an established hospital; public dance halls; public garages; pool halls or billiard parlors; rooming houses; tents for business purposes; used car sales lots; facilities engaged in the manufacture, storage and handling of hazardous materials; and they shall be governed as provided in section 27:4-7. Since the foregoing uses may be inimical to the public safety and general welfare if located without due consideration of conditions and surroundings, no permit therefore shall be issued unless an application is first made to the central planning board, which is directed to hear the same in the same manner and under the same procedures as set forth in section 54 of the Municipal Land Use Laws (C.40:55D-67). No application for a conditional use shall be granted by the central planning board if in its judgment such use will be detrimental to the health, safety and general welfare of the community.

Section 2. Section 27:4-7. Conditional Use Regulations, be further amended to add subsection (N) to read in its entirety as follows:

(N) Go-Go establishments.

No go-go establishment shall be permitted within 1,000 feet of:

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1. another go-go establishment;
2. a hospital;
3. any building or structure used partially or wholly for residential purposes;
4. a nursing home;
5. a church;
6. a school;
7. a day care or child care center.

Section 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance adds go-go establishments to 27:4-7(a) and adds a new subsection (N) to 27:4-7 which prohibits go-go establishments within 1,000 feet of another go-go establishment, a hospital, a residential building or structure, a nursing home, a church, a school and a day care or child care center.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion close the hearing and defer action on the ordinance awaiting approval of Central Planning Board was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Tucker, Villani,
President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Members Bradley, Carrino.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance reappropriating cash balances from previously adopted Bond Ordinance No. 6-S & F-c, adopted July 26, 1988 and determining that said appropriation, including bond proceeds, is no longer needed for the purpose set forth in said ordinance and amending said ordinance to reflect the cancellation of said appropriation in the amount of \$35,000., and transferring \$35,000. to the Capital Surplus Fund and appropriating \$35,000. from the Capital Surplus Fund to the purpose set forth herein, for the acquisition of a tennis facility in the City of Newark, authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Pursuant to the Local Bond Law and the Local Budget Law of the State of New Jersey, including N.J.S.A. 40A:2-39, the City of Newark, County of Essex, State of New Jersey (hereinafter the "City") hereby determines that \$35,000 of capital appropriations, including bond proceeds as hereinafter set forth, are not necessary for the purpose set forth in Bond Ordinance No. 6S & FC, adopted July 26, 1988, authorizing said appropriation and that it is in the best interests of the City to reappropriate and use said funds to finance the cost of other purposes for which bonds may be issued. Further, the description and the authorization for the acquisition, construction and/or installation of the project and improvement is hereby amended as set forth hereinafter in Section 2 of this ordinance.

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Section 2. The authorization and appropriation in the amount of \$35,000, including bond proceeds, for the improvement hereinafter set forth is hereby cancelled and transferred to the Capital Surplus Fund (provided said funds are used for another project or projects for which bonds may be issued and used, and as set forth in Section 3 hereof), and the authorization and appropriation set forth in said Section 3 of Bond Ordinance No. 6S & FC is hereby amended as follows:

| <u>Project No.</u> | <u>Project</u> | <u>Total Current Authori- zation</u> | <u>Cash Balance to be Cancelled</u> | <u>Revised Authorization</u> |
|------------------------|----------------------------|--|---|----------------------------------|
| 88C 0 | Acquisition of Vehicles | \$4,799,000 | \$ 35,000 | \$4,764,000 |

SECTION 3. The City hereby appropriates \$35,000 from the Capital Surplus Fund for the following new project set forth herein as follows:

| <u>Project No.</u> | <u>Project</u> | <u>Total Appropriation</u> | <u>Useful Life (Years)</u> |
|------------------------|---|--------------------------------|------------------------------------|
| 90B 5 | Acquisition of a Tennis facility located at 417-459 Martin Luther King, Jr. Boulevard, Newark, New Jersey | \$ 35,000 | 10 |

The description of the project set forth herein above shall include similar and/or comparable equipment, and all accessories, equipment, costs improvements and appurtenances thereto, and for said project set forth in this Section 3 the useful life is 10 years.

SECTION 4. No bonds or notes are authorized by this Ordinance, nor are funds from the Capital Improvement Fund or Capital Surplus Fund authorized for down payment purposes for the Project set forth in Section 3 hereinabove, however the City hereby determines the Project set forth in Section 3 is a purpose for which bonds may be issued.

SECTION 5. The Capital Budget of the City of Newark is hereby amended to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the City Clerk and is available for public inspection.

SECTION 6. The Director of the Department of Finance of the City is hereby authorized to make application to the Local Finance Board of the Department of Community Affairs of the State of New Jersey with respect to this Ordinance.

SECTION 7. To the extent that any previous resolution or ordinance is inconsistent with or contradictory hereto, said resolution or ordinance is hereby repealed or amended to the extent necessary to make it consistent herewith.

SECTION 8. This amendatory bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption.

FN 650 [NWK/36]

STATEMENT

A Bond Ordinance reappropriating cash balances to fund a tennis facility.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Members Bradley, Carrino.

President Grant: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a. MR. TIM SMITH, PBA PRESIDENT, ESSEX COUNTY POLICE, LOCAL 54, 137 DALTON STREET, ROSELLE, NEW JERSEY.

6-HC-b. MR. JACK McGROARTY, 223 AMPERE PARKWAY, BLOOMFIELD, NEW JERSEY.

The above speakers addressed the Municipal Council urging their assistance in the lay-off of Essex County Police Officers.

(For action on this matter, see Motions 7-M-a and 7-M-b, on pages 1 and 2 in the minutes of this meeting.)

6-HC-c. MR. FRANK HURTZ, 402 MT. PROSPECT AVENUE, NEWARK, addressed the Members of the Municipal Council with respect to jobs and homes for the homeless and submitted copy of his proposal to each Member of the Municipal Council.

Council Member Harris, through the Chair, directed the City Clerk to invite Mr. Hurtz to meet with the Council at its Tax Abatement Committee Meeting on March 26, 1991, to discuss his proposal.

6-HC-d. REV. F.D. RANDOLPH, JR., 44 LONGFELLOW AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the City budget and taxes for citizens of the City of Newark.

President Grant suggested Reverend Randolph meet with Mr. Calvin West, Aide to the Mayor, who was present at this meeting.

6-HC-e. MS. LILLY HEARD, 341 HOBSON STREET, NEWARK, NEW JERSEY.

6-HC-f. MS. NANCY SHANNON, 329 HOBSON STREET, NEWARK, NEW JERSEY.

6-HC-g. MR. DAROLD HAYES, 346 HOBSON STREET, NEWARK, NEW JERSEY.

The above-mentioned speakers addressed the Members of the Municipal Council with respect to construction of Clearview Baptist Church located at 342-352 Chancellor Avenue.

The City Clerk was directed to have this matter researched and inform the Council of his findings

6-HC-h. MR. HERBERT ROSENBLUTH, 596 RIDGE STREET, NEWARK, NEW JERSEY.

6-HC-i. MR. E. STEPHEN COLUCCI, 218½ SUMMER AVENUE, NEWARK, NEW JERSEY.

6-HC-j. MR. DAN O'FLAHERTY, 23 REYNOLDS PLACE, NEWARK, NEW JERSEY.

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The above-mentioned speakers addressed the Members of the Municipal Council opposing the extension of Fox-Lance Tax Abatements.

A motion to consider motion 7-M-c at this time was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

7-II-c.

A MOTION REAFFIRMING A PRIOR MUNICIPAL COUNCIL MOTION OF NOVEMBER 19, 1990, REQUESTING THAT THE UNITED STATES DEPARTMENT OF JUSTICE CONDUCT AN EXPEDITIOUS AND THOROUGH INVESTIGATION RELATIVE TO THE DEATH OF A SLAIN NEWARK YOUTH, ANTHON BAKER, SHOT BY JERSEY CITY POLICE OFFICER FLOYD NEWTON ON NOVEMBER 26, 1990 was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

6-HC-k.

MR. RAY SMITH, 77 MONTGOMERY STREET, NEWARK, NEW JERSEY addressed the Members of the Municipal Council with respect to legal problems of his brother, Jerry Smith.

(For further action, see motion 7-M-bl, on page 45 in the minutes of this meeting)

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-il.

Resolution ratifying and authorizing Mayor to file application for receipt of funds from State of New Jersey, Department of Labor, through Job Training Plan under Job Training Partnership Act (JTPA) for Program Year 1989, in amount of (6%) Incentive Award \$126,682., for period July 1, 1990 through June 30, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

7-R-b.

Resolution ratifying and authorizing Business Administrator to enter into contract with 10 contractors listed in Schedule "A", determined to be lowest responsible bids, to Provide Snow Plowing and Snow Carting, for period November 1, 1990 to October 31, 1991; contract shall not exceed \$1,000,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

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- 7-R-c. Resolution ratifying and authorizing Business Administrator to enter into contract with 10 contractors listed in Schedule "A", determined to be lowest responsible bids, to Provide Salt and/or Grit Spreading & Snow Plowing, for period November 1, 1990 to October 31, 1991; contract shall not exceed \$1,000,000.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-d. Resolution ratifying and authorizing Mayor and Director of Development to enter into contract with Newark Foster Parents Association Inc., a New Jersey Non-Profit Corporation, for purpose of rehabilitating 800 Clinton Avenue as a supervised residential program for low income adolescent females, for period March 1, 1991 through March 31, 1992, in amount of \$45,400.; funds provided in H.C.D.A. FY XVI.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-e. Resolution confirming action taken by Director of Engineering to secure services of J. Fletcher Creamer & Sons, Inc., based upon low bid sum, pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with J. Fletcher Creamer & Sons, Inc., 101 E. Broadway, Hackensack, N.J. 07601, for emergency repair of a leak on No. 5, 36-inch cast iron pipeline at Heller Parkway, for sum not to exceed \$19,026.; funds available in 1991 Operating Budget of Division of Water/Sewer Utility; repairs completed January 31, 1991.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-f. Resolution authorizing Director of Engineering to execute two change orders with Maple Construction Co., Inc., 10 Maple Way, Mountain Lakes, N.J., in amount of \$319,105., for additional cost associated with Contract 86-21, Valley Road Metering/Rechlorination Station Rehabilitation and Improvements, due to delay in construction and construction of additional regulatory facilities, funds available under Ordinance 6-S & F-q, June 24, 1987, all work will be completed in October, 1991. (Resolution 7-R-h, December 14, 1988, Contract 86-21, Valley Road Metering/Rechlorination Station Rehabilitation and Improvements, \$642,760.)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for March 26, 1991, at 10:00 A.M., or as soon thereafter as practical in the Council Chamber, City Hall, was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

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- 7-R-g. Resolution authorizing Mayor and Director of Engineering to execute right-of-way agreement with Jersey Central Power & Light Company and New Jersey Telephone Company for necessary pole line, electric service and telephone service installation from Hillary Court to the Canistear Dam Outlet Works, at cost not to exceed \$10,000.; funds available in 1990 Operating Budget of Division of Water/Sewer Utility; work will be completed by April 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-h. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with La Casa de Don Pedro Day Care Center for provision of day care services, for period June 1, 1990 to May 31, 1991, in amount of \$33,448.; funds provided in H.C.D.A. XVI.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-i. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Ironbound Children's Center for provision of day care services, for period June 1, 1990 to May 31, 1991, in amount of \$32,779.; funds provided in H.C.D.A. XVI.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-j. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Walter White Day Care Center for provision of day care services, for period June 1, 1990 to May 31, 1991, in amount of \$27,310.; funds provided in H.C.D.A. XVI.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-k. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Babyland Nursery for provision of day care services, for period June 1, 1990 to May 31, 1991, in amount of \$83,453.; funds provided in H.C.D.A. XVI.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-l. Resolution amending Resolution 7-R-cm (A.S.), March 7, 1990, authorizing Director of Health and Human Services to accept funds from United States Department of Health and Human Services, Public Health Services, for continued provision of health care and social services, substance abuse and mental health services to Newark's homeless population, for period January 1, 1990 through December 31, 1990, in amount of \$762,711., by authorizing acceptance of additional funds of \$433,079. totalling \$1,410,796., in kind share \$470,479., and extending grant award period from January 1, 1991 through April 30, 1991.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-m. Resolution authorizing Mayor and Acting Director of Health and Human Services to apply for funds, in amount of \$6,376,459., from U. S. Department of Public Health Services, for provision of AIDS Social, Education and Health Services, for period April 4, 1991 through April 3, 1991; funds available through Title I, Ryan White Act.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-n. Resolution authorizing Mayor and Acting Director of Health and Human Services to apply for funds, in amount of \$165,081., from State Department of Health, Communicable Disease Field Program, to provide clinical and didactic training in the diagnosis and management of Sexually Transmitted Diseases, for period April 1, 1991 to March 31, 1992; no municipal funds required.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent Council Members Bradley, Carrino.

- 7-R-o. Resolution amending Resolution 7-R-x, June 6, 1990, contract with Newark Emergency Services for Families, Inc., for period May 1, 1990 to April 30, 1991, for provision of emergency shelter services to the homeless population of Newark, by increasing amount of contract from \$157,178. to \$166,516., of which \$75,000. will be provided by contractor as an in-kind match; all other provisions will remain in full force and effect.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent Council Members Bradley, Carrino.

- 7-R-p. Resolution authorizing Mayor and Acting Director of Health and Human Services to apply for funds in amount of \$497,987.49 from New Jersey State Department of Education, for Child Care Food Program, for period October 1, 1990 to September 30, 1991.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

1071
March 20, 1991

- 7-R-q. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to James Shaw, refund of fence deposit paid at time of closing for purchase of City-owned property known as 541 So. 19th Street, Block 337, Lot 20. (Purchaser has complied with conditions of sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-r. Resolution authorizing Director of Finance to issue check in amount of \$272. to Victor and Patricia Galarza, refund of 1/4 year's taxes paid at time of closing for purchase of City-owned property known as 262 Clinton Avenue, Block 2671, Lot 5. (Purchasers have complied with conditions of sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-s. Resolution authorizing Director of Finance to issue check in amount of \$420. to Olukayode M. Ijanusi, refund of deposit paid at time of auction for purchase of City-owned property known as 439 Badger Avenue, Block 3573, Lot 15. (Property redeemed by former owner pursuant to Court Order)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-t. Resolution authorizing Director of Finance to issue check in amount of \$352. to Mohamed Mahmood, refund of deposit paid at time of auction for purchase of City-owned property known as 437-439 Broadway, Block 617A, Lot 1. (Property presently being used for governmental purposes; inadvertently included in auction)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-u. Resolution authorizing Director of Finance to issue check in amount of \$2,144.11 to Tax Collector of City of Newark, for partial payment of taxes due and owing by former owner of record Robert H. and Josephine Norman, for property known as 953 Bergen Street, Block 3667, Lot 4.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

1072

March 20, 1991

- 7-R-v. Resolution authorizing Director of Finance to issue check in amount of \$99.03 to Franklin Walker, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 375-77 South 12th Street, Block 1785, Lot 63.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-w. Resolution authorizing Director of Finance to issue check in amount of \$1,133.65 to Lucille Butler, c/o Shirley Waters Cato, Esquire, 352 Main Street, Orange, New Jersey 07050, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 64 Sherman Avenue, Block 2809, Lot 10.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-x. Resolution authorizing Director of Finance to issue check in amount of \$25,000. payable to Gary M. Fomuke, as administrator ad prosequendum of the estate of Cynthia Fomuke and Krueger & Krueger, his attorneys, 840 North Wood Avenue, Linden, New Jersey 07036, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Union County Superior Court against City of Newark and others seeking recovery for damages allegedly sustained as result of death of Cynthia Fomuke.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-y. Resolution authorizing City Treasurer to issue check in amount of \$422.19 to Sandra Lyons, refund for high estimated bills of water/sewer charges in 1990 for 37 Alexander Street, Block 4060, Lot 069, Account No. 02-065-0900-00.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-z. Resolution authorizing City Treasurer to issue check in amount of \$570.93 to Minnie E. Kinard, c/o Constellation Mortgage Company, 214 Smith Street, P.O. Box 1316, Perth Amboy, New Jersey 08861, for overpayment of water/sewer charges in 1990 for 51-3rd Street, Block 1878, Lot 034, Account No. 10-505-4200-00.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

March 20, 1991

- 7-R-ba. Resolution authorizing Director of Finance to cancel \$1,675.39, outstanding water/sewer charges, interest and penalties on property known as 44 Myrtle Avenue, Block 1891, Lot 011, Account No. 10-502-2150-00, which the City of Newark has foreclosed pursuant to In Rem Foreclosure.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bb. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$227,468., Public Health Priority Funding.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bc. Temporary emergency resolution appropriating \$227,468., Public Health Priority Funding; said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bd. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$433,079., Newark Homeless Health Care Project.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-be. Temporary emergency resolution appropriating \$433,079., Newark Homeless Health Care Project; said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

1074
March 20, 1991

- 7-R-bf. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$437,863., Childhood Lead Poisoning Program.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bg. Temporary emergency resolution appropriating \$437,863., Childhood Lead Poisoning Program; said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bh. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$1,967,713., Aids Education, Social Services and Health Services Program.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bi. Temporary emergency resolution appropriating \$1,967,713., Aids Education, Social Services and Health Services Program; said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bj. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$15,940., Family Day Care Program.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bk. Temporary emergency resolution appropriating \$15,940., Family Day Care Program; said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

1075
March 20, 1991

- 7-R-bl. Temporary emergency resolution appropriating \$18,750., Department of General Services, Division of Public Buildings, Services by Contract or Agreement; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bm. Resolution establishing Temporary Appropriation for Various Departments and Agencies, and Deferred Charges and Statutory Expenditures, Municipal; totalling \$24,418,747. (April 1, 1991 to adoption of 1991 budget)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bn. Resolution establishing Temporary Appropriations for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$2,398,868. (April 1, 1991 to adoption of 1991 Budget)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Council Member Harris.

- 7-R-bo. Resolution authorizing transfer of funds from Police-Fire Retirement System-\$152,988. to Social Security System OASD-\$23,762.; Public Employees Retirement System-\$88,332.; Pension Various Divisions-\$25,521.; Public Employees Retirement System-Library-\$15,373.; totalling-\$152,988; pursuant to N.J.S.A. 40A:4-58.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Council Member Harris.

- 7-R-bp. Resolution designating official mailing address for Victory Gardens on Block 2575, Lots 48.14, 48.15, 48.16, 48.17, 48.18, 48.19, 48.20, 48.21, 48.22, 48.23, 48.24, 48.25 and 48.26, as "2-26 Dandridge Drive."**
(Commonly known as the rear of 530-538 Bergen Street)
(Central Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Council Member Harris.

- 7-R-bq. Resolution rescinding Resolution 7-R-dv (A.S.), August 1, 1990. "Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with the Newark Board of Education, for Youth Tryout Employment, Number PY-90-08-01-N, for period July 1, 1990 to June 30, 1991; total amount of contract shall not exceed \$110,406., for two hundred (200) participants; source of funding-New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth."**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-br. Resolution rescinding Resolutions 7-R-y, 7-R-cn (A.S.), 7-R-co (A.S.) and 7-R-cq (A.S.), September 25, 1990, contracts with New Hope Skills Center, Inc.: Electrician Training Program, PY 90-05-01, total amount of contract not to exceed \$35,000.; Carpentry Skills Training Program, PY 90-05-01A, total amount of contract not to exceed \$50,000.; Building Maintenance Skills Training Program, PY90-05-01-B, total amount of contract not to exceed \$120,000.; Youth Construction Worker Training Program, PY 90-05-01-C, total amount of contract not to exceed \$70,200., any and all monies encumbered or to be encumbered are hereby disencumbered and balance of funds encumbered but not yet spent by those resolutions shall be returned to JTPA General Funds.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bs. Resolution amending Resolution 7-R-bh, September 25, 1990, authorizing Director of Finance to issue check in amount of \$4,745. to Tax Collector of City of Newark, for partial payment of taxes due and owing by former owner of record, Alfonso Carlucci, for premises 49½ Victoria Avenue, Block 490, Lot 38; by authorizing Director of Finance to issue checks in amount of \$4,235. to Tax Collector of City of Newark, for payment of taxes due and owing; \$510., to Alfonso Carlucci, Jr., Executor of Estate of Alfonso Carlucci, c/o Anthony Marinello, Esquire, 314 Broad Street, Bloomfield, New Jersey 07003, taken from Account Number 011-050-0505-5282.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bt. Resolution amending Resolution 7-R-a (S-2), August 28, 1990, "Resolution authorizing public auction of City-owned properties not required for governmental purposes on September 26, 27 and 28, 1990, to be held at the Terrace Ballroom, 1020 Broad Street, Newark, New Jersey..." to include Lots 9 and 10, Block 619, also known as 473-475 Broadway, lots inadvertently omitted.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

1077
March 20, 1991

- 7-R-bu. Resolution rescinding westbound one-way designation on River Street from Raymond Boulevard to McCarter Highway, for period of ninety (90) days from date of approval, pursuant to N.J.S.A. 39:4-197.3.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Harris.

- 7-R-bv-1. Resolution recognizing and commending Marilyn J. Morheuser for her humanitarian achievements.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bv-2. Resolution recognizing and commending Lawrence Hogan, a professor at Union County College in Cranford, New Jersey, for his unselfish commitment to preserve the rich heritage of African-American Baseball Players.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bv-3. Resolution recognizing and commending Thomas Guy, Programming Manager at Gateway Cable in Newark, for directing and producing a video documentary highlighting Black baseball in America in conjunction with Professor Lawrence Hogan, noted historian at Union County College.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bv-4. Resolution recognizing and commending performance group "Innocence" on the distinguished occasion of appearing on April 4, 1991 in the City of Newark.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bv-5. Resolution recognizing and commending Claudio Reyna, a member of the St. Benedict Preparatory School Soccer Team, on the distinguished occasion of being named "Player of the Year" by Parade Magazine.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bv-6. Resolution recognizing and commending Richard Dunn, a member of the St. Benedict Preparatory School Soccer Team, on the distinguished occasion of being named "Player of the Year" by Parade Magazine.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bv-7. Resolution recognizing and commending Club Espana along with its Chairman of the Advisory Commission Ramiro Martinez on the distinguished occasion of the organizations 27th anniversary celebration.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bv-8. Resolution recognizing and commending the St. Patrick's Day Parade and honoring its leadership and members and wishing them continued success.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bv-9. Resolution honoring Bernardino and Maria Coutinho on the occasion of their Twenty Fifth Wedding Anniversary.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bv-10.**

Resolution recognizing and commending Dr. Calvin O. Butts III, renowned Pastor of the Abyssinian Baptist Church in Harlem, on the distinguished occasion of his illustrious visit to the City of Newark on Thursday, March 14, 1991.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bw. Resolution by the Newark Municipal Council designating West Market Street from First Street to Hudson Street as "Bethany Square" for ceremonial and honorary purposes.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-bx. Resolution by the Newark Municipal Council designating the corner of Fifteenth Avenue and South Thirteenth Street as "Reverend Charles Banks Square" for ceremonial and honorary purposes.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

March 20, 1991

**7-R-by-1. Resolution recognizing and commending the Liberian Coalition For Relief,
(A.S.) Resettlement, and Reconstruction, Inc.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

**7-R-by-2. Resolution recognizing and commending Moonyene S. Jackson, Esq. for her
(A.S.) humanitarian achievements.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

**7-R-by-3. Resolution recognizing and commending The Honorable Jack Kemp, Secretary,
(A.S.) U.S. Department of Housing & Urban Development.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

**7-R-by-4. Resolution recognizing and commending Mr. Cecil Crump.
(A.S.)**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

**7-R-by-5. Resolution recognizing and commending The High Park Gardens Cooperative
(A.S.) Corporation.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

**7-R-by-6. Resolution recognizing and commending Reverend Lawrence Roberts and the
(A.S.) Angelic Choir on the esteem occasion of their 31st anniversary.**

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

7-R-by-7. Resolution recognizing and commending the 1990-1991 Newark Tech Boy's Basketball Team for capturing the Group I State Championship.
(A.S.)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

7-R-by-8. Resolution recognizing and commending Patrolman Nicholas Maresca of the Newark Police Department.
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

7-R-by-9. Resolution recognizing and commending Patrolman Robert McDonald of the Newark Police Department.
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

7-R-by-10. Resolution recognizing and commending Richard Bustamante, Jr., St. Benedict's Prep Wrestling Champion.
(A.S.)

A motion to adopt the resolution was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

7-R-by-11. Resolution recognizing and commending Kenya Moncour, St. Benedict's Prep Wrestling Champion.
(A.S.)

A motion to adopt the resolution was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

7-R-bz. Resolution supporting the passage of Senate Bill No. 1488 which would permit municipalities, by ordinance, to designate any intersection (with the exception of any State or County highway) as a stop or yield intersection without the approval of the N.J. Commissioner of Transportation.
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

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**7-R-ca. Resolution designating April 28, 1991, as "Workers Memorial Day" within
(A.S.) the City of Newark.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

**7-R-cb. Resolution authorizing Director of Engineering to execute Change Order with
(A.S.) Tish, Inc., 240 Dukes Street, Kearny, New Jersey, in amount of \$28,411., for additional cost associated with Contract 90-92, Base Bid #1, Police and Courts Complex. (Resolution 7-R-de (A.S.), September 5, 1990, Renovations to 31 Green Street, Police and Courts Complex, \$763,000.)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for March 26, 1991, at 10:00 A.M., or as soon thereafter as practical in the Council Chamber, City Hall, was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

**7-R-cc. Resolution establishing a Newark-Based Drug Detoxification Center in Honor
(A.S.) of George "Specs" Hicks.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

**7-R-cd. Resolution supporting and endorsing legislation by Rep. Donald Payne urging
(A.S.) minority entrepreneurial participation in the economic reconstruction of the Republic of Kuwait.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

**7-R-ce. Resolution authorizing transfer of reserve funds from Department of Finance,
(A.S.) Office of Tax Abatement and Special Taxes, Other Expenses, Services by Contract or Agreement-\$3,500., to Other Expenses, equipment; pursuant to N.J.S.A. 40A:4-59.
(Purchase of motor vehicle)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-cf.
(A.S.)** **Resolution authorizing transfer of reserve funds from Department of Development, Director's Office, Other Expenses, Equipment-\$4,000.; to Services by Contract or Agreement-\$4,000., pursuant to N.J.S.A. 40A:4-59. (For payment to Star-Ledger for 1990 advertisement expenses for City's Victory Garden Project))**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-cg.
(A.S.)** **Resolution authorizing transfer of reserve funds from various Departments and Divisions to various Departments and Divisions, pursuant to N.J.S.A. 40A:4-58.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-ch.
(A.S.)** **Resolution appointing 2 (two) Special Police Officers for year ending December 1991, (Cecil D. Dockery, Jeremiah Mc Clees)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-ci.
(A.S.)** **Resolution amending Resolution 7-R-cv (A.S.) December 5, 1990, contract with Rutgers University to provide statistical and economic component for Affirmative Action Study, for period December 1, 1990 to November 31, 1991, in amount of \$120,000., by revising contract to change method of payment to Rutgers employees based upon percentage of annual salary instead of hourly rate and to provide that Corporation Counsel shall not unreasonably withhold consent to publish non-confidential information gathered by the University or the attorneys work product.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-cj.
(A.S.)** **Resolution opposing any plans or proposals which will consolidate the City of Newark into one or two legislative districts.**
(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

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- 7-R-ck.
(A.S.) Resolution authorizing transfer of reserve funds from Office of the City Clerk and Municipal Council, City Clerk's Office, Equipment-\$60,000. to Services by Contract or Agreement \$50,000., Materials and Supplies-\$10,000., totalling \$60,000.; pursuant to N.J.S.A. 40A:4-59.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-R-cl.
(A.S.) Resolution by the Newark Municipal Council establishing a Public Rate Hearing for a proposed increase for taxicab rates in the City of Newark on Wednesday, April 3, 1991, at 12 noon, or as soon thereafter as practical in the Municipal Council Chamber.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

Motions.

- 7-M-a. A MOTION SUPPORTING MEMBERS OF THE ESSEX COUNTY POLICE DEPARTMENT WHO ARE FIGHTING TO RETAIN THEIR POSITIONS IN THE WAKE OF PROPOSED LAY OFFS BY COUNTY EXECUTIVE THOMAS D'ALESSIO.

(For action on this Motion, see pages 1 and 2, in the minutes of this meeting.)

- 7-M-b. A MOTION RESPECTFULLY REQUESTING MAYOR SHARPE JAMES TO STUDY THE FEASIBILITY OF HIRING ESSEX COUNTY POLICE OFFICERS WHO ARE IN JEOPARDY OF LOSING THEIR JOBS DUE TO LAY OFFS PROPOSED BY ESSEX COUNTY EXECUTIVE THOMAS J. D'ALESSIO.

(For action on this Motion, see pages 1 and 2, in the minutes of this meeting.)

- 7-M-c. A MOTION REAFFIRMING A PRIOR MUNICIPAL COUNCIL MOTION OF NOVEMBER 19, 1990, REQUESTING THAT THE UNITED STATES DEPARTMENT OF JUSTICE CONDUCT AN EXPEDITIOUS AND THOROUGH INVESTIGATION RELATIVE TO THE DEATH OF A SLAIN NEWARK YOUTH, ANTON BAKER, SHOT BY JERSEY CITY POLICE OFFICER FLOYD NEWTON ON NOVEMBER 26, 1990.

(For action on this Motion, see page 24, in the minutes of this meeting.)

- 7-M-d. A MOTION RECOGNIZING AND COMMENDING THE 36 DEDICATED COUNTRIES WHICH COMPRISED THE UNITED NATIONS COALITION, MANY OF THE THIRD WORLD, IN ASSISTING THE UNITED STATES TO REINSTATE INDEPENDENCE AND SOVEREIGNTY IN THE REPUBLIC OF KUWAIT was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 7-M-e. A MOTION RECOGNIZING AND COMMENDING REPRESENTATIVE RONALD V. DELLUMS, A MEMBER OF THE CONGRESSIONAL BLACK CAUCUS, ON HIS APPOINTMENT TO THE HOUSE COMMITTEE ON INTELLIGENCE BY SPEAKER THOMAS FOLEY was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

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7-M-f.

A MOTION RECOGNIZING AND COMMENDING IN FULL SUPPORT AND ENDORSEMENT OF THE HISPANIC COMMITTEE FOR FAIR REPRESENTATION IN ITS OPPOSITION TO STATE REAPPORTIONMENT COMMISSION PLANS TO SPLIT NEWARK'S NORTH WARD 28TH LEGISLATIVE DISTRICT INTO THREE DISTRICTS was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

7-M-g.

A MOTION FULLY SUPPORTING AND ENDORSING STATE SENATE BILL (S-2706) WHICH WOULD MANDATE STIFFER PENALTIES AND PUNISHMENT OF PROSTITUTES, PIMPS AND THEIR CLIENTELE, INCLUDING THOSE CHARGED WITH PROMOTING AND/OR PATRONIZING CHILD PROSTITUTION was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

7-M-h. &
7-M-h-1.

A MOTION SUPPORTING AND ENDORSING STATE ASSEMBLY BILL A-4482, WHICH WOULD MAKE IT A CRIMINAL OFFENSE TO MAINTAIN OR ESTABLISH A FACILITY FOR THE SALE OF STOLEN AUTOMOBILES AND THE DISMANTLING AND DISTRIBUTION OF STOLEN AUTO PARTS FOR SALE was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

7-M-i.

A MOTION SUPPORTING AND ENDORSING LEGISLATION (A-2966) WHICH WOULD CURTAIL AUTO THEFTS WITH THE IMPOSITION OF TOUGHER PENALTIES AGAINST THOSE INDIVIDUALS WHO ARE CONVICTED OF MASTERMINDING OR LEADING STOLEN CAR RINGS was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

7-M-j.

A MOTION SUPPORTING AND ENDORSING RECENT LEGISLATION (S-147) WHICH WOULD STIFFEN FINES FOR JUVENILES ARRESTED FOR DRUNKEN DRIVING was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

7-M-k.

A MOTION RECOGNIZING AND COMMENDING DR. WILLIAM L. BISCHOFF UPON RECENTLY BEING APPOINTED CURATOR OF NUMISMATICS AT THE NEWARK MUSEUM was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

7-M-l.

A MOTION SUPPORTING AND ENDORSING LEGISLATION (A-4232) WHICH WOULD PREVENT THE DISTRIBUTION AND SALES OF ILLEGAL OR "PIRATED" MOVIES, RECORDS AND VIDEO CASSETTES was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

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- 7-M-m. A MOTION RECOGNIZING AND COMMENDING CHARLES KNOX, FORMER NEWARK POLICE DIRECTOR, AND CURRENTLY DIRECTOR OF THE ESSEX COUNTY SHERIFF'S BUREAU OF NARCOTICS, IN BEING NAMED PUBLIC SAFETY DIRECTOR OF THE PORT AUTHORITY OF NEW YORK & NEW JERSEY** was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-n. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GREGORY J. HINES, OF NEWARK, A FORMER EMPLOYEE OF THE NEWARK BOARD OF EDUCATION AND PERSIAN GULF VETERAN** was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-o. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MISSOURI O'BRYANT, 99, OF NEWARK, A FOUNDER OF THE METROPOLITAN BAPTIST CHURCH** was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-p. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. RUTH SELTZER OF IRVINGTON, A RETIRED NEWARK SCHOOL TEACHER** was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-q. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. REINHOLD J. SCHORN 90, OF GREEN BROOK, A RETIRED NEWARK POLICEMAN** was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-r. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ROSS A. COXSON OF NEWARK** was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-s. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ESTHER COLAMARINO VITIELLO OF NEWARK** was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-t. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. JOANNA CAPORALE OF UNION, A RETIRED NEWARK SCHOOL TEACHER** was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, tucker, Villani,
President Grant.
Absent: Council Members Bradley, Carrino.

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- 7-M-u.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN L. GRIFFITH OF NEWARK was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-v.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. BERNADETTE R. TUTTLE OF NEWARK, THE BELOVED SISTER OF MS. ANNETTE FINLEY, BUDGET EXAMINER, DIVISION OF BUDGET, CITY OF NEWARK was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-w.** A MOTION SUPPORTING AND ENDORSING A RECENT HOUSE BANKING COMMITTEE BILL THAT WOULD STIFFEN PUNISHMENT FOR BANKS AND OTHER FINANCIAL INSTITUTIONS THAT HANDLE AND /OR "LAUNDER" PROCEEDS FROM ILLEGAL DRUG TRANSACTIONS, AND COMMENDING REPRESENTATIVE FRANK ANNUNZIO, A LEADING SPONSOR OF THE MEASURE was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-x.** A MOTION SUPPORTING AND ENDORSING A RECENT HOUSE BILL DENYING \$30 BILLION IN SAVINGS AND LOAN 'BAILOUT' FUNDING TO THE RESOLUTION TRUST CORPORATION, THE REMAINDER OF THE 1991 FISCAL YEAR (WHICH ENDS SEPTEMBER 30). THE LEGISLATION OMITTS A DEMOCRATIC PROVISION MANDATING THE R.T.C. AWARD 25% OF ITS CONTRACTS TO MINORITIES AND WOMEN AND TO EXPAND LOW-INCOME HOUSING was made by Council Member Harris, seconded by President Grant and declared adopted by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-y.** A MOTION URGING CONGRESS AND THE BANKING REGULATORY COMMUNITY TO INVESTIGATE THE DEPOSITING OF SOME \$19 BILLION BY U.S. CREDIT UNIONS INTO FOREIGN BANKS, SINCE MANY OF THESE FUNDS MAY NOT BE COVERED BY U.S. DEPOSIT INSURANCE AND ARE SUBJECT TO DEFAULT was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-z.** A MOTION STRONGLY URGING THE NEW JERSEY'S CONGRESSIONAL REPRESENTATIVES TO SUPPORT THE REVIVAL OF THE CIVIL RIGHTS BILL (HOUSE BILL NO.1) ALSO KNOWN AS THE CIVIL RIGHTS AND WOMEN'S EQUITY IN EMPLOYMENT ACT OF 1991 was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-ba.** A MOTION SUPPORTING EDWARD L. KERR IN HIS QUEST TO KEEP THE RUTGERS URBAN GARDENING PROGRAM OPERATIVE ON THE CAMPUS OF RUTGERS-NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent: Council Members Bradley, Carrino.

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- 7-H-bb.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN H. WALKER, JR. OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.
Absent: Council Members Bradley, Carrino.
- 7-H-bc.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MADELINE FORTE GUERRIERO OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.
Absent: Council Members Bradley, Carrino.
- 7-H-bd.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. BERNICE BROWN OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-be.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. BEULAH M. ALSTON OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-bf.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOSEPH MARKASE (MARCHESE) OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-bg.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LYNWOOD E. JACKSON, JR. OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-bh.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. IRENE T. PACKER OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-bi.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN CIANO OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.
Absent: Council Members Bradley, Carrino.
- 7-M-bj.** A MOTION CONGRATULATING BERNARDINO AND MARIA COUTINHO ON THE OCCASION OF THEIR TWENTY-FIFTH WEDDING ANNIVERSARY was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.
Absent: Council Members Bradley, Carrino.

- 7-M-bk. A MOTION CRITICIZING THE BUSH ADMINISTRATION FOR THE RECENT WHITE HOUSE BUDGET OFFICE PROPOSAL TO STEP UP AUDITS OF LOWER-INCOME TAX PAYERS AND RELAX PRESSURE ON LARGE CORPORATIONS was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-M-b1. A MOTION DIRECTING THE OFFICE OF THE CITY CLERK TO PREPARE A LETTER TO BE SENT TO HONORABLE SERENA PERETTI, JUDGE, NEW JERSEY SUPERIOR COURT IN REFERENCE TO THE CASE INVOLVING JERRY SMITH AND HIS 4 YEAR OLD DAUGHTER AS WELL AS TO RETRIEVE A COPY OF THE POLICE REPORT REGARDING THE SAME.

(For action on this item see page 24, in the minutes of this meeting.)

- 7-M-bm. A MOTION COMMENDING GOVERNOR FLORIO FOR ENDORSING AND SIGNING INTO LAW SENATE BILL S-879 WHICH REQUIRES THAT NEWARK BOARD OF EDUCATION MAIL TO ALL VOTERS A SAMPLE BALLOT PRIOR TO ANY BOARD OF EDUCATION ELECTION was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members: Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

- 7-M-bn. A MOTION COMMENDING MAYOR SHARPE JAMES AND HIS ADMINISTRATION FOR THE UNITY AND COOPERATION DEMONSTRATED DURING THE RECENT RETREAT WITH THE GOVERNING BODY IN PRINCETON, NEW JERSEY was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The City Clerk presented Communication from Business Administrator Monteilh, received March 11, 1991, enclosing proposed "Ordinance providing for the vacation of Cumberland Street, as laid out on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of Ivy Street to the northerly terminus of Cumberland Street."

(West Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the April 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani,
President Grant.

Absent: Council Members Bradley, Carrino.

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- 8-b. The City Clerk presented Communication from Business Administrator Monteilh, received March 11, 1991, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To create the title of Executive Assistant and to abolish the title of Analyst, Mayor's Office in the Office of the Mayor)."
- (Executive Assistant 1 1/1/91 \$39,306.40 - \$47,410.82
(35 Hours))
(Creating new title and abolishing old in Office of Mayor as result of New Jersey Department of Personnel Reclassification. Salary will be lower. Represented by Newark Council 21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 8-c. The City Clerk presented Communication from Business Administrator Monteilh, received March 11, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Head Clinic Nurse and to abolish the title of Clinician/Clinic Manager in the Department of Health and Human Services)."
- (Head Clinic Nurse 1/1/91 \$35,545.11 - \$42,839.11
(35 Hours))
(Creating new title and abolishing old in Department of Health and Human Services as a result of New Jersey Department of Personnel Reclassification. No salary change. Represented by Newark Council 21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 8-d. The City Clerk presented Communication from Business Administrator Monteilh, received March 11, 1991, enclosing proposed "Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by designating River Street as a one-way Street." (East Ward)
- (Deleting:
River Street, Westbound, from Raymond Boulevard to McCarter Highway)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the April 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

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March 20, 1991

- 8-e. The City Clerk presented Communication from Business Administrator Monteilh, received March 11, 1991, enclosing proposed "Ordinance amending Title 21, Chapter 3, of the Revised Ordinances of the City of Newark, New Jersey, 1977, by adding Section 21:3-11, Discharging Certain Waters into Sanitary Sewers and Section 21:3-12, Storm and Other Unpolluted Drainage to be Discharged through Combined or Storm Sewers or Approved Natural Outlets."

(To control storm water runoff)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 8-f. The City Clerk presented Communication from Business Administrator Monteilh, received March 11, 1991, enclosing proposed "Ordinance approving the sale of premises commonly known as 292-294 South Orange Avenue (Tax Block 271, Lots 20 and 21), Newark, New Jersey to Habitat 6th Street Coop., Inc., pursuant to the provisions of N.J.S.A. 40:12-21 (j)."

(\$200. - Central Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 8-g-1. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received March 12, 1991, nominating, subject to confirmation, Honorable Donald Tucker, Council Member-at-Large, as a Member of the Commission on Veteran's Affairs for a term of one year, commencing upon confirmation.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Honorable Donald Tucker, Council Member-at-Large, as a Member of the Commission on Veteran's Affairs for a term of one year, commencing upon confirmation was made by the Council of the Whole.

President Grant: Will the Council confirm the nomination?

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

President Grant: This nomination is confirmed.

- 8-g-2. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received March 12, 1991, nominating, subject to confirmation, Honorable Donald Bradley, Council Member-South Ward, as a Member of the Commission on Veteran's Affairs for a term of one year, commencing upon confirmation.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Honorable Donald Bradley, Council Member-South Ward, as a Member of the Commission on Veteran's Affairs for a term of one year, commencing upon confirmation was made by the Council of the Whole.

President Grant: Will the Council confirm the nomination?

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

President Grant: This nomination is confirmed.

March 20, 1991

8-h. **Proposed "Ordinance of the City of Newark establishing a Cable Television Monitoring Office."**

(For action on this item see Ordinance 6-F-k on page 6, in the minutes of this meeting)

8-i. **The City Clerk presented Proposed "Ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title; Definitions, Section 1, Short Title; Construction of Title; Definitions, Paragraph (c), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By including the dispatch of autocabs to the definition of public garage and adding the definition of autocab)."**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

9-a. **Proposed "Ordinance to supplement Title 24, Transportation, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to include a New Chapter, 2, Autocabs, Limousine and Livery Service (That regulates the operation of autocabs, limousine and livery services in the City of Newark)."**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

9-b. **Communication from Business Administrator Monteilh, received February 26, 1991, enclosing proposed, "Ordinance to amend and supplement Title 24, Transportation, Chapter 1, Taxicabs, Sections 1, 3, 4, 9, 10, 25, 54 and 59, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By providing for more rules and regulations for Taxicab Operators, to raise the current Taxicab Rates and Imposing Penalties for Violations thereof)."**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

March 20, 1991

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from February 25, 1991 to March 11, 1991:

BINGO LICENSES

LICENSEE

LICENSE NUMBER

Residents for Community Action

10385 (Amended)

RAFFLE LICENSES

LICENSEE

LICENSE NUMBER

Women's Auxiliary of Columbus Hospital
St. Francis Xavier Home School Association
Charles E. Hall-Georgiana Robinson Memorial

10452
10453
10454

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent: Council Members Bradley, Carrino.

ADJOURNMENT.

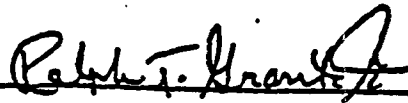
- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent: Council Members Bradley, Carrino.

This meeting adjourned at 10:40 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

Mewark, New Jersey, March 26, 1991

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey.

City Clerk Marasco called the meeting to order at 1:54 P.M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

City Clerk Marasco read letter dated March 21, 1991, from Council President Ralph T. Grant calling for a special meeting of the Municipal Council for Tuesday, March 26, 1991, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, to consider the following legislation:

Resolution authorizing Director of Engineering to execute two change orders with Maple Construction Co., Inc., 10 Maple Way, Mountain Lakes, N.J., in amount of \$319,105., for additional cost associated with Contract 86-21, Valley Road Metering/Rechlorination Station Rehabilitation and Improvements, due to delay in construction and construction of additional regulatory facilities, funds available under Ordinance 6-S & F-q, June 24, 1987, all work will be completed in October, 1991. (Resolution 7-R-h, December 14, 1988, Contract 86-21, Valley Road Metering/Rechlorination Station Rehabilitation and Improvements, \$642,760.) (Resolution 7-R-f, deferred March 20, 1991)

Resolution authorizing Director of Engineering to execute Change Order with Tish, Inc., 240 Dukes Street, Kearny, New Jersey, in amount of \$28,411., for additional cost associated with Contract 90-92, Base Bid #1, Police and Courts Complex. (Resolution 7-R-de (A.S.), September 5, 1990, Renovations to 31 Green Street, Police and Courts Complex, \$763,000.) (Resolution 7-R-cb (A.S.), deferred March 20, 1991)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, and by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on March 21, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco citing the Administrative Code of the City, stated "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence, the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members present select another hour or day.'"

City Clerk Marasco stated that these two items will be placed on the April 3, 1991 agenda of the Municipal Council.

This meeting adjourned at 1:55 P.M.

APPROVED:



Robert P. Marasco
City Clerk

Newark, New Jersey, April 3, 1991

1094

Prior to the regularly scheduled meeting various presentations were made by Members of the Municipal Council.

At 1:05 P.M., prior to the regularly scheduled meeting of the Municipal Council, a public hearing on proposed increases for taxicab rates in the City of Newark was held.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:45 P.M.

The audience arose for the National Anthem.

The invocation was offered by President Ralph T. Grant, Jr.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Georgia Jones, Public Relations Consultants Delores Wheat and Lois Redisch, Lieutenant Dow Wright and Officer Lloyd Peterman, Sergeants-At-Arms.
Absent: Council Members Bradley, Carrino.

(Council Members Bradley and Carrino arrived 1:46 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 28, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented **Report of Alcoholic Beverage Control of the City of Newark, New Jersey, for month of January, 1991.**
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 4-b. The City Clerk presented **Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for month of October, 1990.**

A motion that the Report of Contracts Awarded, as recommended by the Acting Purchasing Agent and approved by the Business Administrator for month of October, 1990, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 4-c. The City Clerk presented **Report of Contracts Awarded, recommended by Acting Purchasing Agent and approved by Business Administrator, for month of February, 1991.**

A motion that the Report of Contracts Awarded, as recommended by the Acting Purchasing Agent and approved by the Business Administrator for month of February, 1991, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

Reg. Mtg., 4-3-91

- 4-d.** The City Clerk presented **1990 Tax Sale Exclusion Report, submitted by Acting Tax Collector.**
(Copy submitted to each Member of the Council).

A motion that the 1990 Tax Sale Exclusion Report be received and placed on file was made by the Council of the whole and adopted by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 4-e.** The City Clerk presented **Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held February 21, 1991.**
(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

- 4-f.** The City Clerk presented **Copy of Minutes of Meeting of the Housing Authority of the City of Newark, held February 21, 1991.**
(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino.

(Council Members Bradley and Carrino arrived 1:46 P.M.)

A motion to consider Resolution 7-R-a at this time was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-a.** Resolution authorizing transfer of Housing and Community Development Act Fifteenth Year (HCDA XV) funds from Demolition and Clearance, Other Expenses-\$158,200., Automobile Theft Prevention, Other Expenses-\$63,500., Housing Assistance, Salaries and Wages-\$64,860., Other Expenses-\$40,121., Community Clearance, Salaries and Wages-\$39,663., Other Expenses-\$13,656., totalling \$380,000. to Public Services, Newark Boys Chorus School, Other Expenses-\$50,000., New Community School of the Arts, Other Expenses-\$100,000., North Ward Center, Inc., Other Expenses-\$130,000., Rehabilitation of Private, Residential Property, Neighborhood Housing Service of Newark, Other Expenses-\$100,000., totalling \$380,000., pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by separating the projects to be considered was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

April 3, 1991

- 7-R-a-1. Resolution authorizing transfer of Housing and Community Development Act Fifteenth Year (HCDA XV) funds from Demolition and Clearance, Other Expenses-\$28,200., Automobile Theft Prevention, Other Expenses-\$63,500., Housing Assistance, Salaries and Wages-\$64,860., Other Expenses-\$40,121., Community Clearance, Salaries and Wages-\$39,663., Other Expenses-\$13,656., totalling \$250,000. to Public Services, Newark Boys Chorus School, Other Expenses-\$50,000., New Community School of the Arts, Other Expenses-\$100,000., Rehabilitation of Private, Residential Property, Neighborhood Housing Services of Newark, Other Expenses-\$100,000., totalling \$250,000., pursuant to Ordinance 6-S & F-d, April 16, 1980.

A motion to adopt the resolution was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-a-2. Resolution authorizing transfer of Housing and Community Development Act Fifteenth Year (HCDA XV) funds from Demolition and Clearance, Other Expenses-\$130,000., to North Ward Center, Inc., Other Expenses-\$130,000., pursuant to Ordinance 6-S & F-d, April 16, 1980.

A motion to adopt the resolution was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

- 6-F-a. The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Oliver Street and Van Buren Street.

(Oliver Street and Van Buren Street:

Stop Signs shall be installed on all approaches.)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 6-F-b. The City Clerk read An ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title, Definitions, Section 1, Short Title, Definitions, Paragraph (C), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding the definition of Congregate Living Arrangements)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 17, 1991.

- 6-F-c. The City Clerk read An ordinance to amend Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to prohibit facilities which provide congregate living arrangements within all Residence Districts and First Business Districts and to permit such facilities as a conditional use in all other Business Districts and Industrial Districts.
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 17, 1991.

- 6-F-d. The City Clerk read An ordinance providing for the vacation of Cumberland Street, as laid out on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of Ivy Street to the northerly terminus of Cumberland Street.
(West Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 17, 1991.

- 6-F-e. The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To create the title of Executive Assistant and to abolish the title of Analyst, Mayor's Office in the Office of the Mayor).
(Executive Assistant 1 1/1/91 \$39,306.40 - \$47,410.82
(35 Hours))

April 3, 1991

(Creating new title and abolishing old in Office of Mayor as result of New Jersey Department of Personnel Reclassification. Salary will be lower. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Villani, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 17, 1991.

- 6-F-f. The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Head Clinic Nurse and to abolish the title of Clinician/Clinic Manager in the Department of Health and Human Services).**

(Head Clinic Nurse 1/1/91 \$35,545.11 - \$42,839.11
(35 Hours))

(Creating new title and abolishing old in Department of Health and Human Services as a result of New Jersey Department of Personnel Reclassification. No salary change. Represented by Newark Council 21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 17, 1991.

- 6-F-g. The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by designating River Street as a one-way Street.**

(Deleting:
River Street, Westbound, from Raymond Boulevard to McCarter Highway)
(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 6-F-h. The City Clerk read **An ordinance amending Title 21, Chapter 3, of the Revised Ordinances of the City of Newark, New Jersey, 1977, by adding Section 21:3-11, Discharging Certain Waters into Sanitary Sewers and Section 21:3-12, Storm and Other Unpolluted Drainage to be Discharged through Combined or Storm Sewers or Approved Natural Outlets.**

(To control storm water runoff)

(Copy of ordinance and correspondence submitted to each Member of the Council)

1099
April 3, 1991

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 17, 1991.

- 6-F-i. The City Clerk read An ordinance approving the sale of premises commonly known as 292-294 South Orange Avenue (Tax Block 271, Lots 20 and 21), Newark, New Jersey to Habitat 6th Street Coop., Inc., pursuant to the provisions of N.J.S.A. 40:12-21 (j).

(\$200. - Central Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 17, 1991.

- 6-F-j. The City Clerk read An ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title; Definitions, Section 1, Short title; Construction of Title; Definitions, Paragraph (c), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By including the dispatch of autocabs to the definition of public garage and adding the definition of autocab)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Grant met with the Council April 2, 1991)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 17, 1991.

- 6-F-k. The City Clerk read An ordinance to supplement Title 24, Transportation, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to include a New Chapter, 2, Autocabs, Limousine and Livery Service (That regulates the operation of autocabs, limousine and livery services in the City of Newark).

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Grant met with the Council April 2, 1991)

A motion to adopt the ordinance on first reading and directing the City Clerk to request the Corporation Counsel to forward a letter to the Municipal Council indicating the ordinance does not include medical vans and limousines was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 17, 1991.

1100

April 3, 1991

6-F-1.

The City Clerk read An ordinance to amend and supplement Title 24, Transportation, Chapter 1, Taxicabs, Sections 1, 3, 4, 9, 10, 25, 54 and 59, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By providing for more rules and regulations for Taxicab Operators, to raise the current Taxicab Rates and Imposing Penalties for Violations thereof.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Mr. Lee Williams, Manager, Taxicab Commission met with the Council March 12, 1991)

A motion to defer action on the ordinance until such time as a findings of fact is issued was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

A motion to consider Item 8-a on Ordinances on First Reading was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-m.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended (To adjust the salary of Mayor)

(Mayor 1/1/90 \$86,741. - \$86,741.)

(Ordinance establishing salary adjustment plan; 5% - 1990; additional 5% increase for years 1991, 1992, 1993 and 1994)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 17, 1991.

A motion to consider Item 8-k (A.S.) on Ordinances on First Reading was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-n.

The City Clerk read An ordinance amending Ordinance 6-S & F-r December 19, 1990 authorizing the sale of various properties to Phillips Metropolitan Colored Methodist Episcopal Church by correcting and approving the sale of lands through a five-year lease purchase agreement to Phillips Metropolitan Colored Methodist Episcopal Church.

(By decreasing and correcting properties as follows: Block 1845, Lots 36 and 38, 27-31 Morris Avenue; Lots 25, 26, 27, 28, 29, 30, 31 and 32, 80-100 Dickerson Street; by adjusting appraisal price from \$108,000. to \$74,500. Central Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 17, 1991.

121
April 3, 1991

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Ordinance 6-S & F-b, November 19, 1990, entitled "An ordinance approving the purchase of premises commonly known as 1128-1130 Broad Street, a/k/a Block 901, Lots 42 and 41; and 26 and 28 Gillette Place, a/k/a Block 2817, Lots 37 and 39 (East Ward), Newark, New Jersey, by the City of Newark, from Essex County College, a Body Corporate and Politic of the State of New Jersey for one (\$1.00) dollar, pursuant to the provisions of N.J.S.A. 40A:12-5 (a)(1)" by deleting 26 and 28 Gillette Place, a/k/a Block 2817, Lots 37 and 39.

WHEREAS, the Municipal Council of the City of Newark (hereinafter referred to as "Council") by Ordinance 6S&FB, adopted an Ordinance 6S&FB dated November 19, 1990 which authorized the City of Newark to purchase 1128-1130 Broad Street, a/k/a Block 901 Lots 42 and 41; and 26 and 28 Gillette Place, a/k/a Block 2817, Lots 37 and 39 from Essex County College (Exhibit A); and

WHEREAS, Essex County College has now sold 1128-1130 Broad Street a/k/a Block 901, Lots 42 and 41 to the City of Newark pursuant to said Ordinance 6S&FB and has requested to keep 26 and 28 Gillette Place a/k/a Block 2817, Lots 37 and 39 (Exhibit B) for redevelopment; and

WHEREAS, the Department of Development of the City of Newark has reviewed this matter and finds it appropriate.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. That Ordinance 6S&FB be and is hereby amended to delete the purchase of 26 and 28 Gillette Place a/k/a Block 2817, Lots 37 and 39 from Essex County College.

Section 2. That the premises commonly known as 26 and 28 Gillette Place a/k/a Block 2817, Lots 37 and 39, on the Official Tax Map and Tax Duplicate (year 1990) of the City of Newark, New Jersey is not needed for public purposes.

Section 3. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

Passage of this Ordinance will cancel the purchase of certain land from Essex County College.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

1102
April 3, 1991

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by amending the penalties for traffic and parking violations.

WHEREAS, pursuant to Ordinance 6S&FK 010991, the Municipal Council of the CITY OF NEWARK authorized the amendment of the City's fee schedule for violations of Title 39 of the Revised Statutes or of municipal traffic ordinance; and

WHEREAS, the CITY OF NEWARK desires to amend and reduce the fine for overtime parking at meters within the City.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. The fee schedule as set forth on the attached Exhibit A of Ordinance 6S&FK 010991 by reducing the fine for overtime parking at meter and the Newark Municipal Court Local Supplement Violations Bureau schedule, more specifically 23:7-5 from \$31.00 to \$21.00.

SECTION 2. The Municipal Court Clerk be and is, hereby, authorized to revise the fee schedule to conform with the provisions herein.

SECTION 3. The Municipal Court Clerk is and shall be authorized to collect the revised fee.

SECTION 4. All prior ordinances or parts thereof inconsistent herewith are hereby repealed. All other terms and conditions of Ordinance 6S&FK 010991 shall remain in full force and effect.

SECTION 5. This Ordinance shall be effective upon final passage and publication according to law.

STATEMENT

The purpose of this Ordinance is to reduce the amount of the fine collected for overtime parking from \$31.00 to \$21.00.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

1/23
April 3, 1991

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Chapter 3A of Title 17, entitled 'Noise Control Ordinance of the City of Newark,' providing for the regulation of Noise Pollution in the City of Newark, to include Section 2 'Definitions' (Hospital Quiet Zones.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 17, "Offenses Miscellaneous," Chapter 3 "Noise Control" Subchapter 2 "Definitions" of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended and supplemented, be and the same is hereby amended to add the following:

17:3A-2 Definitions

Hospital Quiet Zone means any includes any street within the City of Newark which is situated within 500 feet of a hospital boundary.

Section 2. If any part or section of this ordinance is deemed unconstitutional or unlawful, the balance of this ordinance will remain in full force and effect.

Section 3. Any ordinance or parts thereof inconsistent with this ordinance is hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication according to law

**additions indicated by underscore

STATEMENT

This Ordinance defines Hospital Zone

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

1104
April 3, 1991

Ordinance providing for the vacation of a portion of Bank Street as laid out 45 feet in width on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from the easterly line of University Avenue 166.76 feet easterly along the southerly line of Bank Street to a point thence westerly 166.68 feet along the new right of way line to a point along the easterly line of University Avenue thence southerly 5.19 feet along the easterly line of University Avenue to the point of beginning.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of a portion of Bank Street, as laid out 45 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the easterly line of University Avenue 166.76 feet easterly along the southerly line of Bank Street to a point thence westerly 166.68 feet along the new right-of-way line to a point along the easterly line of University Avenue thence southerly 5.19 feet along the easterly line of University Avenue to the point of beginning shall be vacated as a public street or right-of-way.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof, and a copy of which map, known and designated as Map No. A-1559, dated February 5, 1991 is on file in the office of the Director, Department of Engineering.

Section 2. That Hartz Mountain Industries, Inc. shall have one (1) year from the date of the publication of this Ordinance to purchase said portion of Bank Street for One Thousand Dollars (\$1,000.00) from the City of Newark. If said purchase is not completed within a one year period, the Director of Engineering shall prepare an Ordinance revoking the vacation of said portion of Bank Street.

Section 3. That the Director of the Department of Development be and is hereby authorized to execute on behalf of the City of Newark a deed conveying the here in mentioned portion of Bank Street to Hartz Mountain Industries, Inc. and same to be approved as to form and legality by the Corporation Counsel and attested to by the City Clerk.

Section 4. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 5. That this Ordinance shall take effect upon adoption and publication in accordance with law.

STATEMENT

This Ordinance vacates a portion of Bank Street.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

1125
April 3, 1991

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 8, Business and Occupations, Chapter 19, Wreckers, Section 3, Rules and Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require wreckers to have their name and address displayed on their vehicles.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8, Business and Occupations; Chapter 19, Wreckers; Section 3, Rules and Regulations of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, be and are further amended to read as follows:

8:19-3. Rules and regulations.

(a) The director is hereby authorized and empowered to establish reasonable rules and regulations governing the inspection and operation of wreckers.

(b) The director shall have the power, consistent with due process of law, to suspend or revoke a wrecker license for violation of safety standards or rules and regulations of operation.

(c) The director shall maintain proper records of licenses issued and inspections made, and shall also require all licensees to keep proper business records, and to have them available for his inspection, and the inspection of the police department.

(d) All wreckers that are licensed by the City of Newark shall permanently display on both sides of the wrecker the name of the owner of the wrecker, his address and telephone number as well as the trade name of the business using the wrecker.

Section 2. That any existing ordinance(s) or parts thereof inconsistent with this Ordinance are hereby repealed.

Section 3. That if any part of this Ordinance is deemed contrary to law or unconstitutional the balance of the Ordinance shall remain in full force and effect.

STATEMENT

This ordinance will require all licensed wreckers to display the name, telephone number and address of the owner of the wrecker so that the wrecker can be identified.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

1106
April 3, 1991

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance declaring that a recognized amusement park exists in the City of Newark and establishing a fee structure for an issuance of licenses under the Amusement Games Licensing Law.

WHEREAS, in the General Election of 1959, the voters of the State of New Jersey approved the Amusement Games Licensing Law establishing as restrictions upon licensing in terms of location that the municipality had to vote in favor of the aforementioned referendum and that the premises to be licensed are situated at a recognized amusement park or a seashore or other resort but only in that part within the customary understanding of those terms in the community; and

WHEREAS, the aforementioned mandate has continued with enforcement by the New Jersey Bureau of Amusement Games Control; and

WHEREAS, the Amusement Games Licensing law requires the enactment of an Ordinance by the municipal governing body declaring that a recognized amusement park exists in the municipality according to the customary understanding of such terms in the municipality prior to the issuance of a license; and

WHEREAS, an amusement park, Peddlers Square, is within the geographical confines of the City of Newark.

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Newark, County of Essex, State of New Jersey, that a recognized amusement park, Peddlers Square exists in the City of Newark.

BE IT FURTHER ORDAINED that it shall be unlawful for any person, firm or corporation to operate or own any amusement game or games as said terms are defined by the Amusement Games Licensing Law, whether said game or games are of skill or chance or both and whether said game or games are played and operated with or without numbers or figures, without first having obtained a license from the Municipal Council of the City of Newark. Said license shall be issued pursuant to and subject to the provisions of the Amusement Games Licensing Law.

BE IT FURTHER ORDAINED that each applicant for a license shall file with the Municipal Clerk and the Police Chief a written application in such form as prescribed by and in accordance with the Amusement Games Licensing Law. Each application for license shall be submitted in duplicate form prescribed by the Commissioner of Amusement Games Control.

BE IT FURTHER ORDAINED that the fee schedule for the licenses of games under each Certification, as provided for pursuant to N.J.A.C. 13:3-7.9, shall be as follows:

1. Certification No. 1 Games - \$250.00 per license;
2. Certification No. 2 Games - \$500.00 total, covering all machines; and
3. Certification No. 3 Games - \$250.00 per license.

BE IT FURTHER ORDAINED that the City expressly reserves the right to license amusement games other than the ones described herein and to establish fees therefore for use in the area designated in accordance with the requirements set forth in this Ordinance. The games hereinafter licensed shall be incorporated herein by reference thereto.

April 3, 1991

BE IT FURTHER ORDAINED that the Municipal Council of the City of Newark shall have and exercise control and supervision over all amusement games held or operated, conducted under a license with all the powers authorized or granted to the City under the Amusement Games Licensing Law and all amendments and supplements thereto and the rules and regulations of the New Jersey Amusement Games Control Commissioner.

BE IT FURTHER ORDAINED that no license shall be issued except to persons of good moral character approved by the Mayor and Council.

BE IT FURTHER ORDAINED that subject to the provisions of the Amusement Games Licensing Law of New Jersey, one license may be issued for each location where amusement games or devices are to be employed.

BE IT FURTHER ORDAINED that each applicant shall pay a fee of \$10.00 for fingerprinting and issuance of identification cards when required under rules and regulations promulgated by the Amusement Games Control Commissioner for each licensee and employee of said licensee.

BE IT FURTHER ORDAINED that the amusement games and devices shall be kept and placed in plain view of any person or persons who may frequent and be in any place or place of business where such devices or games are used and licensed.

BE IT FURTHER ORDAINED that nothing in this Ordinance shall be construed to authorize or license any gambling device or game not specifically permitted by the laws of New Jersey.

BE IT FURTHER ORDAINED that the Department of Land Use Control, Division of Inspections and Enforcements of the City of Newark may inspect or cause to be inspected any place or building in which amusement games or devices are operating.

BE IT FURTHER ORDAINED that no gambling between participants in any amusement games or the users of any amusement devices shall be permitted at any time.

BE IT FURTHER ORDAINED that in the event that any licensee shall violate any of the provisions of this Ordinance or the Amusement Games Licensing law or the rules and regulations promulgated by the Commissioner or the terms of such license, in addition to suffering any other penalties which may be imposed, said licensee shall forfeit any license issued to said licensee under this Ordinance.

BE IT FURTHER ORDAINED that any person, firm or corporation, violating any of the provisions of this Ordinance shall be subject by the Municipal Court to a penalty not to exceed \$1,000.00 or imprisonment not to exceed 90 days, or both, and the same shall be in addition to the powers of suspension or revocation of any such license as provided for herein by the governing body.

BE IT FURTHER ORDAINED that if any portion of this Ordinance shall be determined to be unconstitutional, then the same shall not affect the remainder of said Ordinance.

BE IT FURTHER ORDAINED that all Ordinances or parts of Ordinances inconsistent herewith be and are hereby repealed but only to the extent of such inconsistency.

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon final passage and publication as provided by law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

1108
April 3, 1991

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend "An ordinance approving the sale of numerous properties located on Tax Blocks 2790, 2797, 2799, 2800, 2801, 2803, 2804, 2805, 2807, 2808, 2812, 2815, 2818 and 2821, in the City of Newark pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1) (By extending the commencement of housing construction from May 1, 1991 to December 1, 1991 and completion date from November 1, 1993 to May 1, 1994. (6-S & F-n, November 13, 1989)

WHEREAS, the Municipal Council of the City of Newark by Ordinance 6-S & F-n, adopted on November 13, 1989 approved the sale of numerous properties located on Tax Blocks 2790, 2797, 2799, 2800, 2801, 2803, 2804, 2805, 2807, 2808, 2812, 2815, 2818 and 2821; and

WHEREAS, the Governing Body wishes to amend Section 4(2) of this ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. An ordinance approving the sale of numerous properties located on tax blocks 2790, 2797, 2799, 2800, 2801, 2803, 2804, 2805, 2807, 2808, 2812, 2815, 2818 and 2821, in the City of Newark pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1), be and the same is hereby amended to read as follows:

The Housing Authority shall commence construction of housing on the above lots by December 1, 1991 and complete construction of same by May 1, 1994.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance extends the starting and completion dates of housing construction by six months.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

1109
April 3, 1991

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance of the City of Newark establishing a Cable Television Monitoring Office.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. PURPOSE OF THIS ORDINANCE.

The purpose of this ordinance is:

A. To establish a "Cable Television Monitoring Office" within the City Clerk's Office, which shall act as the Municipal Complaint Office, pursuant to § 10 of the City Franchise Agreement. The Office shall resolve disagreements between franchisee and subscribers, public users, or private users of cable television in the City of Newark.

B. The powers and duties vested in the Office pursuant to this section shall be subject to the legislative authority of the Council and State statute.

Section 2. DEFINITIONS.

For the purpose of this ordinance, the following terms, phrases, words and the derivations thereof shall have the meaning given herein unless the context clearly indicates otherwise.

A. The terms "Cable Television System", "Cable Company", and "CATV", mean a non-broadcast facility consisting of a set of transmission paths and associated signals generation, reception, and control equipment under common ownership and control, that distributes, or is designed to distribute to subscribers, the signals of 1 or more television broadcast stations including any ancillary service offered by the franchisee.

B. The term "City" means the City of Newark, County of Essex in the State of New Jersey.

C. The term "City Clerk" means the City Clerk of the City of Newark.

D. The term "Council" means the Municipal Council of the City of Newark.

E. The terms "Federal Communications Commission" and "FCC" mean the federal agency as presently constituted by the Communications Act of 1934 (47 U.S.C. 151 et seq.).

F. The term "franchisee" means the natural person, partnership, domestic and foreign corporation, association, joint venture, or organization of any kind granted a franchise by the Council under this chapter and its lawful successor, transferee, or assignee.

G. The term "Office" means the Cable Television Monitoring Office established by this ordinance.

H. The term "subscriber" means a member of the general public in the City of Newark who receives broadcast programming and any ancillary service distributed by a cable television system and does not further distribute it.

Section 3. SCOPE OF SERVICES.

A. The Office shall be the monitoring agency within the City responsible for receiving, processing and mediating subscriber complaints, for the resolution and settlement of complaints and disputes between such subscribers and the cable television company in accordance with N.J.S.A. 48:5A-26, N.J.A.C. 14:17-7.1.

1. In carrying out the mandate contained in subsection (A), the Office shall have the power per the approval and under the direction of the City Clerk and legislative authority of the Municipal Council to establish procedures and methods by which such complaints shall be received, processed and acted upon pursuant to N.J.S.A. 48:5A-26 and which are necessary to effectuate the charge to promote and protect the public interest in cable television. All rules shall be issued by the Office in accordance with the Federal Communications Commission, FCC Rules and Regulations, Section 76.1 et seq., 47 C.F.R. 419 et seq. (1972) as amended, the Federal Cable Communications Policy Act of 1984, the Cable Television Act, N.J.S.A. 48:5A-1 et seq., the New Jersey Administrative Code, Chapter 14, Subchapter 17 and 18, and shall be approved by the Council.
- B. The Office shall monitor franchisee compliance with the provisions of local, state and federal law and any cable television franchise agreement entered into with the City.
- C. The Office shall conduct periodic evaluations of the cable system with the cooperation of the franchisee, pursuant thereto, make recommendations through the City Clerk to the Council for amendments to this ordinance or to the franchise agreement.
- D. 1. The Office shall submit an annual report to the Municipal Clerk which shall include, but need not be limited to the following:
 - a. An account of franchise fees received and distributed.
 - b. A report on franchisee compliance with this ordinance and any franchise agreement entered into with the City.
 - c. A summary of the franchisee's responsiveness to customer service problems and inquiries and their resolution.
 1. A Data Log shall be maintained by the Office listing every subscriber complaint and the disposition thereof. Said log shall be documented in a monthly summary report and available for inspection in the Office of the City Clerk.
 - d. Documentation of the franchisees Affirmative Action hiring practices by job category and the number of City residents employed.
2. An annual report shall be published by the City Clerk and made available for public inspection in the Office of the City Clerk.

Section 4. DUTIES OF COMPLIANCE OFFICER.

Within the Office there shall be a compliance officer who shall have the general duties of maintaining the office, including scheduling matters before the Office, maintaining records, and such other duties as may be assigned to him or her by the Municipal Clerk, or as may be required by law.

Section 5. OFFICE LOCATION AND HOURS.

The Cable Television Monitoring Office is located at 920 Broad Street, Newark, New Jersey 07102. The Office shall operate during the hours of 8:30 A.M. and 4:30 P.M., Monday through Friday, except municipal holidays. The office shall have a publicly listed telephone number.

Section 6. SUBSCRIBER NOTIFICATION.

A. The Cable Television Company shall provide to each subscriber at the time of his becoming a subscriber and at least quarterly in each calendar year thereafter while he remains a subscriber the following:

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April 3, 1991

1. Notice of the procedures for reporting and resolving complaints.
2. Notice of the identity, location and phone number of this office as required by N.J.S.A. 48:5A-26(c).

Section 7. SEPARABILITY.

If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason declared invalid or unconstitutional, in whole or in part, by any court of federal or state agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

It is understood that should any state or federal agency or body modify, change or alter any of its provisions with respect to cable television generally, such modifications, changes or alterations shall be incorporated into this consent consistent with the applicable dates specified in the change.

Section 8. HEADINGS.

The headings contained in this ordinance are to facilitate reference only, do not form a part of this ordinance, and shall not in any way affect the construction or interpretation hereof.

Section 9. GOVERNING LAW.

This ordinance shall be deemed to be executed in the City of Newark, State of New Jersey, regardless of the domicile of the Cable Company, and shall be governed by and construed and in accordance with the laws of the State of New Jersey, the Administrative Code of the Office of Cable Television, the Federal Government and the FCC.

Section 10. PUBLICATION.

This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

1112

April 3, 1991

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

6-S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting left turns on Orange Street at Broad Street. (East Ward)

(West on Orange Street to South on Broad Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Verbal approval by Department of Transportation, Division of Traffic Engineering)
(Public Hearing Closed)

A motion to defer action on the ordinance awaiting written approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend Title 27, Zoning, Chapter 3, District Regulations, Article 9, First Industrial District Regulations, Section 44, Use Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding go-go establishments thereto)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend Title 27, Zoning, Chapter 3, District Regulations, Article 8, Fourth Business District Regulations, Section 38, Use Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding go-go establishments thereto)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Central Planning Board)
(Public Hearing Closed)

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A motion to adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance to amend Title 27, Zoning, Chapter 4, Additional and Special Regulations; Conditional Uses, Article 3, Conditional Use Regulations, Section 7, Enumerated; Applications; Procedure, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding go-go establishments thereto)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Central Planning Board)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-il. **MR. RAMON LUIS RODRIGUEZ, 79 UNIVERSITY AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council relative to treatment of homeless people and the lack of City-run shelters. He noted that even though he has listed an address, he is homeless and that homelessness happens for many reasons and to people in all walks of life. He advised that programs dealing with these social services are understaffed and that one of the most urgent concerns in this homeless situation is the children.

RESOLUTIONS.

7-R-a. Resolution authorizing transfer of Housing and Community Development Act Fifteenth Year (HCDA XV) funds from Demolition and Clearance, Other Expenses-\$158,200., Automobile Theft Prevention, Other Expenses-\$63,500., Housing Assistance, Salaries and Wages-\$64,860., Other Expenses-\$40,121., Community Clearance Salaries and Wages-\$39,663., Other Expenses-\$13,656., totalling \$380,000. to Public Services, Newark Boys Chorus School, Other Expenses-\$50,000., New Community School of the Arts, Other Expenses-\$100,000., North Ward Center, Inc., Other Expenses-\$130,000., Rehabilitation of Private, Residential Property, Neighborhood Housing Service of Newark, Other Expenses-\$100,000., totalling \$380,000., pursuant to Ordinance 6-S & F-1, April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see pages 2 and 3 in the minutes of this meeting.)

- 7-R-b. Resolution authorizing Mayor and Director of Engineering to execute Contract 91-06, Street Tree Take Down and Removal throughout the City of Newark with Dujets Tree Experts, Notch Road, West Paterson, New Jersey 07424, lowest responsible bid submitted, in amount of \$273,000.; further authorizing Mayor and Director of Engineering to extend contract, when funds become available, to amount of original bid requirement for total sum of \$492,000.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

- 7-R-c. Resolution authorizing Mayor and Director of Engineering to execute Contract 91-10, Emergency Tree Work with Dujets Tree Experts, Notch Road, West Paterson, New Jersey 07424, lowest responsible bid submitted, for sum not to exceed \$77,000., contract is for period of one year from date of notice to proceed.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

- 7-R-d. Resolution authorizing Mayor and Director of Engineering to execute contract with Dresdner, Robin and Associates, 43 Montgomery Street, Jersey City, New Jersey 07302, for Professional Consulting Services to Review and Update the City's Emergency Operating Plan in order to be in compliance with New Jersey regulations, guidelines and format governing said emergency operations, for total sum of \$24,000., project should be completed within 60 days of Notice to Proceed. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i))**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

- 7-R-e. Resolution authorizing Director of Engineering to execute agreement with Nimco Shredding Company, 252 Doremus Avenue, Newark, New Jersey, for sale of white goods and metallic scrap materials collected by City recycling collection program, and to receive total sum of \$34. per gross ton, per market, for term of one year, beginning with execution of agreement. (Contract awarded without competitive bidding as permitted by State of New Jersey Mandatory Recycling and Source Separation Act of 1987 (P.L. 1987, c. 102))**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

- 7-R-f. Resolution authorizing Director of Engineering to execute agreement with Recycled Fibers of New Jersey Incorporated, 60 Lockwood Street, Newark, New Jersey, for recycling of newsprint materials collected by City recycling collection program, with City paying unit price of zero dollars per gross ton delivered. (Contract awarded without competitive bidding as permitted by State of New Jersey Mandatory Recycling and Source Separation Act of 1987 (P.L. 1987, c. 102))**

(For term of one year)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

7-R-g.

Resolution authorizing Director of Engineering to execute agreement with Balemec Recycling Metals Incorporated, 227 Clifford Street, Newark, New Jersey, for sale of white goods and metallic scrap materials collected by City recycling collection program, and to receive total sum of \$34. per gross ton, per market, for term of one year, beginning with execution of agreement. (Contract awarded without competitive bidding as permitted by State of New Jersey Mandatory Recycling and Source Separation Act of 1987 (P.L. 1987, c. 102))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

7-R-h.

Resolution authorizing Director of Engineering to submit Municipal Tonnage Grant Application to New Jersey Office of Recycling and to accept subsequent award. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

7-R-i.

Resolution authorizing Acting Director of Health and Human Services to execute a Hold Harmless and Indemnification Agreement providing for indemnification of Newark Board of Education for any claims arising out of the use of Newark School Stadium on April 20, 27, 29, May 1, 3, 4, 6, 8, 10, 11, 13, 15, 17, 18, 20, 22, 24, 25, 27, 29, 31, June 1, 3, 5, 7, 8, 10, 12, 14, 15, 17, 19, 21, 22, 24, 26, 28, 29, July 1, 3, 5, 6, 8, 10, 12, 13, 15, 17, 19, 20, 22, 24, 26, 27, 29, 31, August 2, 3, 1991, to conduct try-outs and practice sessions for 1991 United States Youth Games.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

7-R-j.

Resolution authorizing Acting Director of Health and Human Services to execute a Hold Harmless and Indemnification Agreement providing for indemnification of Newark Board of Education for any claims arising out of use of West Side High School Gymnasium, from April 15 to April 19, 1991, which is reporting place for participants and operations, in conjunction with Eighteenth Annual Mayor's Basketball Tournament. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

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7-R-k.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Heribert J. Schaefer, M.D., for provision of Public Health Director, Laboratory, for period January 1, 1991 to December 31, 1991, maximum amount of contract is \$25,344.80; \$6,336.19 encumbered from temporary budget for period January 1, 1991 to March 31, 1991; balance of \$19,008.61 will be appropriated in 1991 budget contingent upon adoption and certification. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Harris.

Absent During Roll Call: Council Member Carrino.

7-R-l.

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown on annexed Exhibit A, totalling \$1,768,821.01, for overpayments carried on books and records of Acting Tax Collector by reason of State Board Judgements, County Board Judgements, Senior Citizen Allowance, Veterans Allowance and Cash Overpayments for the years 1983, 1987, 1988, 1989, 1990 and 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

7-R-m.

Resolution authorizing Director of Finance to issue check in amount of \$1,650. to Richard Fortino, refund of deposit paid at time of closing for purchase of City-owned property known as 40-48 Hinsdale Place a/k/a 59-61 Herbert Place, Block 617A, Lots 27, 34 and 29. (City unable to convey marketable title)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

7-R-n.

Resolution authorizing Director of Finance to issue check in amount of \$2,500. to Ernest L. Willett, refund of deposit paid at time of closing for purchase of City-owned property known as 78 Clinton Place, Block 3035, Lot 6. (City unable to convey marketable title)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

7-R-o.

Resolution authorizing Director of Finance to issue check in amount of \$800. to Edwin Ramos, refund of deposit paid at time of closing for purchase of City-owned property known as 362 North 6th Street, Block 1935, Lot 2. (City unable to convey marketable title)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

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- 7-R-p.** Resolution authorizing Director of Finance to issue check in amount of \$1,650. to Yvonne Floyd, refund of deposit paid at time of closing for purchase of City-owned property known as 324 South 11th Strete, Block 1796, Lot 40. (City unable to convey marketable title)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

- 7-R-q.** Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Julio Loperina, refund of fence deposit paid at time of closing for purchase of City-owned property known as 39 Irving Street, Block 820, Lot 1. (Purchaser has complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

- 7-R-r.** Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Antonio F. Pereira, refund of fence deposit paid at time of closing for purchase of City-owned property known as 73 Parkhurst Street, Block 901, Lot 44. (Purchaser has complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

- 7-R-s.** Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Armando Oliveira, refund of fence deposit paid at time of closing for purchase of City-owned property known as 21-25 Kearny Street, Block 525, Lots 41, 42 and 43. (Purchaser has complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

- 7-R-t.** Resolution authorizing Director of Finance to issue check in amount of \$3,200. to Ramona and Luis Rosado, refund of deposit paid at time of auction for purchase of City-owned property known as 42-44 Norfolk Street, Block 2852, Lot 52. (Property was destroyed by fire and is scheduled for demolition)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

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April 3, 1991

7-R-u.

Resolution authorizing Director of Finance to issue and deliver check in sum of \$907.20 payable to Jean Blanding, 1801 Plaza Drive, Woodbridge, New Jersey 07095, upon receipt of all documents deemed necessary by Corporation Counsel, refund for 1989-1990 annual renewal application fee paid for Dream House, Inc. which was subsequently denied by Catherine A. Costa, Director of Division of State A.B.C.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

7-R-v.

Resolution authorizing Director of Finance to cancel \$666.29, outstanding water/sewer charges, interest and penalties on property located at 102 Treacy Avenue, Block 3002, Lot 036, which City has foreclosed pursuant to In Rem Foreclosure.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

7-R-w.

Resolution authorizing Newark Watershed Conservation and Development Corporation to advertise for lease of 12 acre portion of Block 9901, Lot 39 in West Milford Township, for period of two years at minimum rental of \$4,125. per year and setting a date for return of bids as April 19, 1991, pursuant to N.J.S.A. 40A:12-14(a).
(Currently leased to Mountain Rest Inn and Shooting Range)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, Police Director Coleman and Newark Watershed Conservation and Development Corporation Executive Director Smith to meet with the Municipal Council at its April 16, 1991 pre-meeting conference was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

7-R-x.

Resolution authorizing Newark Watershed Conservation and Development Corporation to advertise for lease of .25 acre known as Block 14701, Lot 51 on the Tax Maps of West Milford Township, for term of one (1) year with two one (1) year options, a minimum amount of \$798.60 per year plus responsibility for property taxes and setting a date for return of bids as April 19, 1991, pursuant to N.J.S.A. 40A:12-14(a).
(Currently leased to Dock's Bar and Grill)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

7-R-y.

Resolution accepting bid of New Jersey Bell, highest responsible bid received, for purchase of City-owned property known as 171 Verona Avenue, Block 843, Lot 3, for sum of \$7,500. (Minimum Offer Approved-\$6,000., Capital Improvement-\$300,000.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the resolution to Administration was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

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7-R-2.

Resolution authorizing Tax Assessor to cancel assessment for years 1988 and 1989 which reflects a declaration of taking by State of New Jersey on portion of property known as Block 5038, Lot 102, 58-76 Stockton Street; further authorizing Tax Collector to cancel taxes in amount of \$2,964.30 due for year 1988 and \$3,150.85 due for year 1989.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ba.

Resolution authorizing City Treasurer to issue check in amount of \$100. to Realty 33 Inc., 1837 Springfield Avenue, Maplewood, New Jersey, for a Certificate of Code Compliance which was never issued.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bb.

Resolution amending Resolution 7-R-g, January 17, 1990, issuance of check in amount of \$3,750., payable to Ernestine Overby as guardian ad litem of Elgen Craig and Freeman & Bass, their attorney....by changing Ernestine Overby, as guardian ad litem of Elgen Craig to Rodney Marshall, guardian ad litem for Elgen Craig, by Order of Judge Charles E. Villanueva.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bc.

Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue," sum of \$34,000., Jobs Training Partnership Act (JTPA FY'91)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bd.

Temporary emergency resolution appropriating \$34,000., Jobs Training Partnership Act (JTPA FY'91); said funds shall be provided in 1991 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-be.

Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$1,500,000., Resurfacing and Reconstruction of Doremus Avenue.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-bf. Temporary emergency resolution appropriating \$1,500,000., Resurfacing and Reconstruction of Doremus Avenue; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-bg. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$2,107,138., Safe and Clean Neighborhoods Program. (State funds for police and clean streets personnel)**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-bh. Temporary emergency resolution appropriating \$2,107,138., Safe & Clean Neighborhoods Program (State funds for police and clean streets personnel); said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-bi. Temporary emergency resolution appropriating \$18,000., Department of Engineering, Division of Contract Administration (Sewer System Construction); said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-bj. Temporary emergency resolution appropriating \$50,000., Unclassified Operations, Dental Insurance; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-bk. Temporary emergency resolution appropriating \$2,107,138., Safe and Clean Neighborhoods Programs (City match); said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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April 3, 1991

- 7-R-b1. Resolution posthumously recognizing and commending George "Specs" Hicks for exemplary service to mankind.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Bradle, and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bm. Resolution encouraging Newark students grades 9-12 to participate in a voluntary curfew between the hours of 9 P.M. - 8 A.M. during April 9-11, 1991, at which time the High School Proficiency Test will be administered.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-1. Resolution recognizing and commending Police Officer Michael Gerrity on this retirement with the Newark Police Department.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-2. Resolution recognizing and commending Dr. Carmelo Liuzzo on the occasion of his receiving the Saint James Hospital Distinguished Service Award.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-3. Resolution recognizing and commending Deputy Chief Nicholas Gesualdo of the Newark Police Department.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-4. Resolution recognizing and commending Police Officer David Drylie, Police Officer John Sierchio, Police Officer Stuart Lukowiak and Police Officer Bruce Doriety of the Essex County Police Department for their heroic actions.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-5. Resolution recognizing and commending the retirement of Deacon Gerald Murray from the Greater Harvest Baptist Church.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

April 3, 1991

7-R-bn-6. Resolution recognizing and commending Jazz Saxophonist Amani Murray.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bn-7. Resolution recognizing and commending the Newark House for outstanding contributions to the City of Newark.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bn-8. Resolution recognizing and commending the Honorable Velda Gonzalez, Senator for the Commonwealth of Puerto Rico, for her outstanding contributions to the Hispanic-American community.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bn-9. Resolution recognizing and commending The Winston-Salem State University.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bn-10. Resolution recognizing and commending Seton Hall basketball star Anthony Avent.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bo. Resolution reappointing Carl Sharif, Member of the Board of Adjustment, Alternate Number 1, for period ending March 31, 1992.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bp. Resolution reappointing James Spellman, Member of the Board of Adjustment, Alternate Number 2, for period ending March 31, 1993.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

A motion to consider Resolution 7-R-bz at this time was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-bz. Resolution rescinding Tax Abatement Agreement with Newark Renaissance Mall Urban Renewal Inc. for failure to complete construction of project within 12 months of passage of Resolution 7-R-da, June 29, 1988, unless said entity within 30 days following receipt of certified copy of this resolution files entity's compliance with provisions of financial agreement (832 Broad Street, 834-836 Broad Street, 848-856 Broad Street and 1-19 Lafayette Street)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bq. Resolution rescinding Tax Abatement Agreement of Frederick Sparano (Owner of K. Hovnanian Condominium Unit) 78 Boston Street, Block 229, Lot 1.13 for failure to make payment of the annual service charge in the amount of \$4,325.38 plus interest and penalties calculated through March 31, 1991 as required by its Financial Agreement with the City of Newark, authorized by Resolution 7-R-dc, November 2, 1988, unless said entity within 30 days following such service pays all outstanding annual service charges and land taxes.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-br. Resolution rescinding Tax Abatement Agreement of Richard Wood (Owner of K. Hovnanian Condominium Unit) for failure to pay outstanding service charges as required by tax abatement authorized by Resolution 7-R-dc, November 2, 1988, in amount of \$3,020.40 plus interest and penalties for period June 1, 1989 to present, unless said entity within 30 days following receipt of certified copy of this resolution satisfies all outstanding obligation due the City of Newark.
(23 Howard Court, 6D, Block 229, Lot 6.04)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bs. Resolution rescinding Tax Abatement Agreement of Wesley Towers Corporation for failure to pay outstanding service charges in amount of \$233,985.48, for years 1986-1989, and failure to submit certified financial statement for year 1989 as required by tax abatement authorized by Resolution 7-R-x, February 17, 1985, unless said entity within 30 days following receipt of certified copy of this resolution satisfies all outstanding obligation due the City of Newark. (444 Mt. Prospect Avenue, Block 629, Lot 7)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bt. Resolution rescinding Tax Abatement Agreement of J.N.J. Urban Renewal Corporation for failure to obtain the consent of the municipality, in writing, to the sale of a tax abated project prior to sale or transfer, authorized by Resolution 7-R-n, March 17, 1982 (62-98 Avenue I and 291-295 Delancy Str. Block 1097, Lot 29)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bu.** Resolution rescinding Tax Abatement Agreement of Jin Jay Urban Renewal, 129-145 Mulberry Street, Block 164, Lots 43 and 69 for failure to pay service in lieu of taxes for 1988, 1989 and 1990 resulting in an outstanding balance of \$48,649.80 calculated through February 19, 1991 and failure to submit Certified Financial statements for the years 1986, 1987, 1988 and 1989, as required by its Financial Agreement, authorized by Resolution 7-R-bq, December 20, 1989, unless said entity within 30 days following such services pays all outstanding annual service charges and land taxes and submits said Certified Financial Statements.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bv.** Resolution rescinding Tax Abatement Agreement of James and Arlene Serritella Urban Renewal Co., 138-158 Paris Street, Block 2066, Lots 29 and 60 for failure to make payment of the excess profits in the amount of \$37,390.60 plus interest and penalties for years 1988 and 1989 as required by its Financial Agreement authorized by Resolution 7-R-cz, December 22, 1987, unless said entity within 30 days following such service pays all outstanding excess profits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bw.** Resolution rescinding Tax Abatement Agreement of Changed Look Urban Renewal Redevelopment Corporation for failure to pay outstanding service charges and land taxes in amount of \$142,029.75 plus interest and penalties calculated through March 31, 1991; and submitting Certified Financial Statement for the year 1990 and Certified Construction Cost Audit as required by tax abatement authorized by Resolution 7-R-bb, November 14, 1988, unless said entity within 30 days following receipt of certified copy of this resolution satisfies all outstanding obligation due the City of Newark. (282-304 Irvine Turner Boulevard, Block 2580, Lot 50)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bx.** Resolution rescinding Tax Abatement Agreement of T.W.Z. Urban Renewal Development Corporation for failure to pay outstanding service charges and land taxes in amount of \$134,349.89 plus interest and penalties calculated through March 31, 1991; and submitting Certified Financial Statement for year 1989 (6 Months) and Certified Construction Cost Audit as required by tax abatement authorized by Resolution 7-R-cz, November 2, 1988, unless said entity within 30 days following receipt of certified copy of this resolution satisfies all outstanding obligation due the City of Newark. (451-479 Doremus Avenue, Block 5060, Lot 154)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-by. Resolution rescinding Tax Abatement Agreement of C & A Urban Renewal Corp. for failure to complete construction of project within 18 months of passage of Resolution 7-R-h, December 29, 1988, unless said entity within 30 days following receipt of certified copy of this resolution files entity's compliance with provisions of financial agreement (427-429 Bergen Street, 323-333 18th Avenue and 72-74 Magnolia Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bz. Resolution rescinding Tax Abatement Agreement with Newark Renaissance Mall Urban Renewal Inc. for failure to complete construction of project within 12 months of passage of Resolution 7-R-da, June 29, 1988, unless said entity within 30 days following receipt of certified copy of this resolution files entity's compliance with provisions of financial agreement (832 Broad Street, 834-836 Broad Street, 848-856 Broad Street and 1-19 Lafayette Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see pages 30 in the minutes of this meeting.)

- 7-R-ca. Resolution rescinding Tax Abatement Agreement of Chocolate Factory Urban Renewal Company for failure to pay outstanding service charges in amount of \$81,267.34 plus interest and penalties calculated through March 31, 1991 authorized by Resolution 7-R-ce, October 7, 1987 unless said entity within 30 days following receipt of certified copy of this resolution satisfies all outstanding obligation due the City of Newark. (54-60 McWhorter Street, Block 193.01, Lots 1.01, 1.02, 1.03, 1.04, 1.05, 1.06, 1.07, 1.10, 2.01, 2.02, 2.03, 2.04, 2.05, 2.06, 2.07, 2.09, 3.05, 3.06, 3.07, 3.08 and 3.09)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cb. Resolution authorizing Director of Engineering to execute two Change Orders with Maple Construction Co., Inc., 10 Maple Way, Mountain Lakes, New Jersey, in amount of \$319,105., for additional cost associated with Contract 86-21, Valley Road Metering/Rechlorination Station Rehabilitation and Improvements, due to delay in construction and construction of additional regulatory facilities, funds available under Ordinance 6-S & F-q, June 24, 1987, all work will be completed in October, 1991. (Resolution 7-R-h, December 14, 1988, Contract 86-21, Valley Road Metering/Rechlorination Station Rehabilitation and Improvements, \$642,760.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

No: Council Member Rice.

- 7-R-cc. Resolution authorizing Director of Engineering to execute Change Order with Tish, Inc., 240 Dukes Street, Kearny, New Jersey, in amount of \$28,411., for additional cost associated with Contract 90-92, Base Bid #1, Police and Courts Complex. (Resolution 7-R-de (A.S.), September 5, 1990, Renovations to 31 Green Street, Police and Courts Complex, \$763,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

No: Council Member Rice.

**7-R-cd-1. Resolution recognizing and commending the Portuguese-American Art Association
(A.S.) on the occasion of its 1st Anniversary.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cd-2. Resolution recognizing and commending the appointment of NHA Executive Director
(A.S.) Dr. Daniel Blue, Jr. to the Board of Trustees of Essex County College.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cd-3. Resolution recognizing and commending Ms. Shirley Kaye on her retirement
(A.S.) with the City of Newark.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cd-4. Resolution recognizing and commending noted entertainer Eartha Kitt.
(A.S.)**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cd-5. Resolution recognizing and commending the Islamic Month of Ramadan and the
(A.S.) Unified EID Committee of New Jersey.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cd-6. Resolution recognizing and commending Joseph C. Parlavecchio as "Administrator
(A.S.) of the Year - 1991."**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-ce. Resolution supporting the Brady Bill, Federal gun control legislation which
(A.S.) mandates a seven day waiting period for handgun purchases.**

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-cf.
(A.S.) Resolution authorizing transfer of Housing and Community Development Act, Sixteenth Year Funds (HCDA XVI), from Department of Development, Director's Office, Personnel Services-\$1,961. to Department of Law, Personnel Services-\$1,961., to provide funds for payment of retroactive pay due to salary adjustment for Legal Assistant; pursuant to Ordinance 6-S & F-d, April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg.
(A.S.) Resolution requesting the Florio Administration to re-appoint Mr. Gustav Heningburg as a Commissioner on the New Jersey Sports and Exhibition Authority.

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ch.
(A.S.) Resolution authorizing transfer of Housing and Community Development Act, Sixteenth Year Funds (HCDA XVI), from Department of Development, Director's Office, Personnel Services-\$16,000. to Relocation, Personnel Services-\$16,000., to cover salary over-expenditure for Relocation Assistant; pursuant to Ordinance 6-S & F-d, April 16, 1990.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ci.
(A.S.) Resolution ratifying contracts with Rutgers Community Health Plan, CoMED HMO and US Healthcare for period January 1, 1989 to April 3, 1991; further, ratifying contract with PruCare for provision of HMO services for period January 1, 1990 to April 3, 1991; further, ratifying and authorizing Business Administrator to renew and execute annual service agreements with Rutgers Community Health Plan, CoMED HMO and US Healthcare for provision of HMO benefits for period January 1, 1989 to December 31, 1991; further, ratifying and authorizing Business Administrator to enter into contract with PruCare, Prudential's Health Care System, for provision of HMO services to those of the City's eligible employees and qualified retirees so selecting these services for period January 1, 1990 to December 31, 1991. (Service Agreements and contracts for basic health services on a pre-paid basis are awarded without competitive bidding pursuant to Federal Law, 42 U.S.C.A., Section 300e et seq., which pre-empts the Local Public Contracts Law)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cj.
(A.S.) Resolution approving Constable Bond in the amount of \$1,000. issued to Ramon C. Bellido, as to form, amount and sufficiency.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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7-R-ck.
(A.S.)

Resolution authorizing Mayor and Director of Development to enter into amended contract with Newark Economic Development Corporation, a New Jersey Non-Profit Corporation, for purpose of implementing Phase 3, Site four, of the Victory Garden Townhouse Project and to assign their contractual agreement with Nobe-Sanders Joint Venture; Supplier/Producer, and General Contractor; Brown & Hale, Architects; and Entech Associates, Engineers, and oversee the preparation of bids specification, bids and awards for construction of 52 foundations and related site improvements to N.E.D.C. and amend the Nobe-Sanders contract from \$6,970,200. to \$4,686,965. for Phase 3 Site four to construct 52 units of housing. (Amends Resolution 7-R-cy (A.S.) May 2, 1990, 7-R-cd (A.S.) December 19, 1990)

(Bergen Street, Winans Avenue, Kipp Street and Muhammad Ali Boulevard - Central Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant and Development Director Lucas to meet with the Municipal Council at its April 9, 1991 Special Conference was made by Council Member Branch, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Martinez.

Council Member Harris noted that the Council Committee on Banking would discuss this matter at a future date.

7-R-cl.
(A.S.)

Resolution supporting the efforts of those cleaning service employees at Prudential's Gateway Complex who were relieved of their duties by Control Services.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Martinez.

7-R-cm.
(A.S.)

Resolution amending Resolution 7-R-cd (A.S.), November 19, 1990, contract with Nick Bollettieri Tennis Academy, for purpose of conducting tennis program with City of Newark, for period January 1, 1990 to December 31, 1990, by increasing amount of contract from \$200,000. to \$278,475.02; all other terms and conditions shall not be altered in any form or manner. (Amended contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1, et. seq.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Council Member Branch and directing the City Clerk to invite Business Administrator Monteilh and Health and Human Services Acting Director Ruffin to meet with the Municipal Council at its April 9, 1991 special conference was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Grant.

No: Council Member Harris.

Not Voting: Council Member Tucker.

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Motions.

- 7-M-a-1. & 7-M-a-2. A MOTION RECOGNIZING AND COMMENDING JEANETTE SEABROOKS AND MARIA VISCARONDO-SOTO, BOTH OF NEWARK, IN BEING NAMED "FEMALE ACHIEVERS" DURING RECENT NATIONAL WOMEN'S HISTORY MONTH CEREMONIES was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-b. A MOTION RECOGNIZING AND COMMENDING REVEREND EMANUEL CLEAVER UPON HIS RECENT ELECTION VICTORY IN BECOMING THE FIRST MAYOR OF AFRICAN-AMERICAN DESCENT TO SERVE KANSAS CITY, MO. was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-c. A MOTION RECOGNIZING AND SUPPORTING AN ASSEMBLY BILL (A-4411) THAT WOULD REQUIRE NOTIFYING A CONSUMER WHENEVER A CREDIT REPORTING AGENCY RECEIVES ANY ADVERSE INFORMATION WHICH MIGHT AFFECT THE CONSUMER'S CREDIT RATING was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-d. A MOTION RECOGNIZING AND COMMENDING GOVERNOR FLORIO'S SIGNING OF A NATIONAL EMERGENCY ORDER WHICH EXPANDS THE NATIONWIDE \$2.5 BILLION MEDICAID PROGRAM TO AN ADDITIONAL 1,000 UNDERPRIVILEGED PREGNANT WOMEN AND 20,000 CHILDREN was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-e. A MOTION RECOGNIZING APRIL 11-15, 1991 AS "NATIONAL WEEK OF THE YOUNG CHILD" HOSTED LOCALLY BY THE NEWARK EMERGENCY COMMITTEE TO SAVE CHILD CARE AND THE NEWARK OFFICE OF CHILDREN OF THE NEWARK DEPARTMENT OF HEALTH AND HUMAN SERVICES was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-f. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. TAKESHIA JONES, 14, A LIFELONG NEWARK RESIDENT AND MALCOLM X. SHABAZZ HIGH SCHOOL STUDENT was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-g. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. INEZ FRANCIS BROWN OF NEWARK was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-h. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. JOSEPHINE DRAKE OF BELLEVILLE, A RETIRED NEWARK SCHOOL TEACHER was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-i.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MELVIN SCOTT OF NEWARK** was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-j.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ANTHONY G. AMIANO OF NEWARK** was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-k.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ANGELA CANTRELLA MELILLO OF NEWARK** was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-l.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. BERNARD COOPER OF NEWARK** was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-m.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ROSETTA BUSH OF NEWARK** was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-n.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF NINETY-TWO MEMBERS OF THE SENEGALESE ARMY, AN ALLIED CONTINGENT OF 'OPERATION DESERT STORM', WHO WERE KILLED IN AN AIRPLANE CRASH IN SAUDI ARABIA** was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-o.** **A MOTION IN OPPOSITION TO A RECENT U.S. SUPREME COURT RULING THAT CRIMINAL DEFENDANTS WHOSE COERCED CONFESSIONS WERE IMPROPERLY USED AS EVIDENCE ARE NOT NECESSARILY ENTITLED TO NEW TRIALS** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-p.** **A MOTION IN SUPPORT OF A STATE APPELLATE COURT RULING HOLDING SUBURBAN TOWNSHIPS TO PAY FOR TRANSFER OF MT. LAUREL LOWER-INCOME HOUSING QUOTAS. THE RULING WILL ACCORD MUNICIPALITIES SUCH AS NEWARK, MORE MONIES FOR THE SUBSIDIZATION, REHABILITATION AND CONSTRUCTION OF LOW-TO-MODERATE HOUSING IN URBAN MUNICIPALITIES** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-q.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JEROME K. HAGEL OF FAIRFIELD, RETIRED NEWARK FIRE DEPARTMENT CAPTAIN** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-r.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. THERESA BRADLEY OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-s.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. POLLY BRANHAM OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-t.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. CONCETTA TANCORDO DIMARZIO OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-u.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES McKELLER OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-v.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CARL A. FEHRENBACH, 85, OF BOYNTON BEACH, FLORIDA. MR. FEHRENBACH WAS AN ACTIVE NEWARK CIVIC LEADER was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-w.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIAM CHALMERS OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-x.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ANTHONY SIMMONS OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-y.** A MOTION REQUESTING THE ADMINISTRATION STUDY THE FEASIBILITY OF DEVELOPING THE AREA COMMONLY KNOWN AS "NAT TURNER PARK" IN THE CITY'S CENTRAL WARD was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-z.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF BRUNO J. BARILLARI, SR., FORMER INSPECTOR WITH THE NEWARK POLICE DEPARTMENT was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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April 3, 1991

7-M-ba. A MOTION URGING UNITED STATES SENATORS FRANK LAUTENBERG AND BILL BRADLEY, UNITED STATES REPRESENTATIVE DONALD PAYNE, ALONG WITH MAYOR SHARPE JAMES, TO USE THEIR RESOURCES ON CAPITAL HILL TO HELP RESOLVE THE ISSUE INVOLVING THE CITY OF NEWARK AND THE U.S. ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) AS IT RELATES TO THE DEVELOPMENT OF THE SOUTH WARD INDUSTRIAL PARK IN NEWARK was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-M-bb. A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO FURNISH THE COUNCIL WITH A LIST OF THE LOCATION OF ALL TREES THAT ARE SCHEDULED TO BE REMOVED was made by Council Member Bradley, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-M-bc. A MOTION DIRECTING THE CITY CLERK TO INVITE A REPRESENTATIVE OF THE MAYOR'S OFFICE AND THE POLICE DIRECTORS OF THE CITY OF NEWARK AND THE TOWN OF HILLSIDE TO MEET WITH THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE RELATIVE TO POLICE MATTERS BORDERING THE TWO TOWNS was made by Council Member Bradley, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.

A motion to consider Item 8-1 (A.S.) at this time was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

8-1.
(A.S.) The City Clerk presented Proposed "Ordinance amending the Charter of the City of Newark, New Jersey, by the abandonment of the Run-off Elections; pursuant to the provisions of N.J.S.A. 40:45-21. (Placing on a public referendum at the General Election of November 5, 1991, for Newark citizens to vote on the continuation or elimination of Municipal Run-off Elections.)"

A motion directing the City Clerk to place this ordinance on the April 17, 1991 Agenda of the Municipal Council for first reading was made by Council Member Martinez, seconded by Council Member Branch and failed of adoption by the following votes:

Yes: Council Members Carrino, Harris, Martinez, Villani.

No: Council Members Bradley, Rice, Tucker, President Grant.

Not Voting: Council Member Branch.

7-M-bd. A MOTION REQUESTING THE CORPORATION COUNSEL TO FURNISH THE MUNICIPAL COUNCIL WITH AN UPDATE ON THE ORDINANCE RELATING TO 24 HOUR SECURITY AT BRICK TOWERS AND ACADEMY SPIRES was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

At this time, Council Member Martinez excused himself from the meeting.

7-M-be. A MOTION REQUESTING THE ADMINISTRATION TO INVESTIGATE WHETHER OR NOT THE AMUSEMENT PARK LOCATED AT PEDDLERS SQUARE IN THE CITY'S CENTRAL WARD IS A LEGAL ESTABLISHMENT was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

11.33
April 3, 1991

- 7-M-bf. A MOTION CONGRATULATING ENTERTAINER MS. WHITNEY HOUSTON FOR HER EXCELLENT RENDITION OF THE NATIONAL ANTHEM AS WELL AS HER GLOWING PERFORMANCE AT THE NORFOLK MILITARY BASE FOR OUR RETURNING TROOPS FROM THE PERSIAN GULF was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-bg. A MOTION REQUESTING THE ADMINISTRATION, IN CONCERT WITH THE BOARD OF EDUCATION, TO CHECK THE FEASIBILITY OF THE NEWARK CITY STADIUM BEING DECLARED A STATE AND NATIONAL LANDMARK SO THAT FUNDS FOR RENOVATIONS MAY BE MORE READILY AVAILABLE was made by Council Member Carrino, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-bh. A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO EXPLORE THE FEASIBILITY OF INSTALLING A FOUR WAY STOP SIGN AT THE INTERSECTION OF FIRST AVENUE AND NORTH 11TH STREET was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-bi. A MOTION URGING ALL PARENTS, GUARDIANS, CHURCHES AND COMMUNITY GROUPS TO SUPPORT OUR YOUNG PEOPLE WHO ARE ABOUT TO TAKE THEIR HSPT TESTS IN GIVING THEM SUPPORT, GUIDANCE AND DISCIPLINE SO THAT THEY CAN STUDY AND DO WELL ON THIS STATE EXAM was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.
Absent: Council Member Martinez.
- 7-M-bj. A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION RECOGNIZING AND COMMENDING MS. DELORES CROSS was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.
Absent: Council Member Martinez.
- 7-M-bk. A MOTION REQUESTING THE LAW DEPARTMENT TO PREPARE AN ORDINANCE PROHIBITING MOTORISTS FROM PARKING VEHICLES AT GAS STATIONS AFTER REGULAR BUSINESS HOURS UNLESS THE SAME ARE THERE FOR MAINTENANCE was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.
- 7-M-bl. A MOTION REQUESTING THE DIRECTOR OF POLICE TO ASCERTAIN THAT THE ORDINANCE PROHIBITING PARKING ON SIDEWALKS IS STRICTLY ENFORCED was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

1134

7-M-bm.

A MOTION REQUESTING THE POLICE DIRECTOR AND CAPTAINS OF THE NORTH AND WEST DISTRICTS TO ASCERTAIN THAT THE ORDINANCES PROHIBITING THE SALE OF DRUGS, DRINKING OF ALCOHOLIC BEVERAGES IN THE STREET AND THE LOUD PLAYING OF RADIOS ARE STRICTLY ENFORCED ALONG THE CORRIDORS OF SOUTH ORANGE AVENUE, 18TH AVENUE, CENTRAL AVENUE, ROSEVILLE AVENUE AND ORANGE STREET was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

7-M-bn.

A MOTION REQUESTING THAT THE AFFIRMATIVE ACTION OFFICE PROVIDE A WRITTEN REPORT ON THE WORK FORCE MAINTAINED BY THE VARIOUS HOTELS WHICH WERE GRANTED TAX ABATEMENT STATUS was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

7-M-bo.

A MOTION URGING THE MAYOR TO RECONSIDER THE DECISION IN RELOCATING ENGINE NUMBER 7 TO MULBERRY STREET was made by Council Member Tucker, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Carrino.

Absent: Council Member Martinez.

7-M-bp.

A MOTION REQUESTING TO KNOW IF THE NEWARK BOARD OF EDUCATION HAS A PROCESS FOR IDENTIFYING HOMELESS STUDENTS WITHIN THE NEWARK SCHOOL SYSTEM AND WHETHER THERE IS ANY SPECIAL COUNSELING SERVICES AVAILABLE FOR THESE NEEDY CHILDREN was made by Council Member Villani, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

7-M-bq.

A MOTION COMMENDING THE NEWARK POLICE DIRECTOR AND THE ENTIRE DEPARTMENT FOR THE EFFICIENT JOB THAT HAS BEEN DONE PATROLLING BROAD STREET DURING THE HOURS OF 4-6 P.M. was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Tucker, Villani, President Grant.

Not Voting: Council Member Rice.

Absent: Council Member Martinez.

COMMUNICATIONS AND PETITIONS.

Communications.

8-a.

Communication from Business Administrator Monteilh, received March 22, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended (To adjust the salary of Mayor)"

(Mayor 1/1/90 \$86,741. - \$86,741.)

(Ordinance establishing salary adjustment plan; 5% - 1990; additional 5% increase for years 1991, 1992, 1993 and 1994)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-m on page 7 in the minutes of this meeting.)

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April 3, 1991

- 8-b. The City Clerk presented Communication from Business Administrator Monteilh, received March 22, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Police (Non-Uniformed) and establishing salaries therefor,' (6-S & F- adopted May 4, 1977 and amendments thereto (To create the title of Administrative Clerk in Department of Police)."

(Administrative 1 1/1/91 \$22,021.17 - \$25,939.36
Clerk (35 Hours))

(Creating title of Administrative Clerk in Department of Police to more appropriately describe duties and responsibilities of employee currently serving in title of Supervisor of Accounts. Old title common title; annual fiscal impact of approximately \$1,300. Represented by Newark Council 21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 17, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Martinez.

- 8-c. The City Clerk presented Communication from Business Administrator Monteilh, received March 22, 1991, enclosing proposed "Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating East Kinney Street as a one-way street."

(East Kinney Street, Westbound from McCarter Highway to Broad Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the April 17, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Martinez.

- 8-d. The City Clerk presented Communication from Business Administrator Monteilh, received March 22, 1991, enclosing proposed "Ordinance amending 'An ordinance providing for the vacation of Bleeker Street, as laid out 5 1/2 feet on the Map of Commissioners to lay out Streets, Avenues and Squares, extending from the westerly line of Colden Street to the westerly line of Summit Street' Ordinance 6-S & F-e, dated July 8, 1987 (To amend the easement reservations)" (Central Ward)

(To allow for portion of new building to be constructed by New Jersey Institute of Technology within the easement reservation area)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 17, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Martinez.

- 8-e. The City Clerk presented Communication from Business Administrator Monteilh, received March 22, 1991, enclosing proposed "Ordinance amending 'An ordinance providing for the vacation of Colden Street, as laid out 50 feet on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from the southerly line of Central Avenue to the northerly line of Bleeker Street' Ordinance 6-S & F-d dated July 8, 1987 (To delete the easement reservations)."

(To allow New Jersey Institute of Technology to construct building within easement reservation area)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 17, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Martinez.

- 8-f. The City Clerk presented Communication from Business Administrator Monteilh received March 22, 1991, enclosing proposed "Ordinance accepting a Utility Right-of-Way easement from New Jersey Institute of Technology and granting permission to New Jersey Institute of Technology to construct a combined sewer main and water main within said right-of-way easement crossing lands of New Jersey Institute of Technology as shown on a drawing prepared by Richlan, Lupo and Pronesti dated January 17, 1990 entitled "Easement Survey of Central Avenue Project."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 17, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Martinez.

- 8-g. The City Clerk presented Communication from Business Administrator Monteilh, received March 22, 1991, enclosing proposed "Ordinance amending Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Columbia Street." (East Ward)

(Columbia Street, East Side, beginning at the northerly curblin of Green Street and extending 145 feet northerly therefrom, from 8:00 A.M. to 5:00 P.M., Mondays through Fridays)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation)

A motion directing the City Clerk to place this ordinance on the April 17, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Martinez.

- 8-h. The City Clerk presented Communication from Business Administrator Monteilh, received March 22, 1991, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by deleting the parking restriction on East Kinney Street." (East Ward)
(Deleting;
East Kinney Street, North Side, from McCarter Highway to Broad Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Does not require approval of Department of Transportation)
- A motion directing the City Clerk to place this ordinance on the April 17, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.
Absent: Council Member Martinez.
- 8-i. The City Clerk presented Communication from Business Administrator Monteilh, received March 22, 1991, enclosing proposed "Ordinance amending Chapter 3A, of Title 17, entitled, 'Noise Control Ordinance of the City of Newark: providing for the regulation of noise pollution in the City of Newark, Section 7, "Maximum Permissible Sound Levels" Table 1. (To add hospital quiet zones)."
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the April 17, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.
Absent: Council Member Martinez.
- 8-j. The City Clerk presented Proposed "Ordinance amending Title 20, Police and Fire Departments, Chapter 2, Section 2, Powers and Duties of Fire Department, to add Paragraph 1, to require public and/or community notification of any planned or proposed action to shutdown or transfer a fire station/house from such neighborhood or environs, which may cause endangerment to said community."
- A motion directing the City Clerk to place this ordinance on the April 17, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Carrino.
Absent: Council Member Martinez.
- 8-k (A.S.) Communication from Business Administrator Monteilh, received April 2, 1991, enclosing proposed "Ordinance amending Ordinance 6-S & F-r December 19, 1990 authorizing the sale of various properties to Phillips Metropolitan Colored Methodist Episcopal Church by correcting and approving the sale of lands through a five-year lease purchase agreement to Phillips Metropolitan Colored Methodist Episcopal Church."
(By decreasing and correcting properties as follows: Block 1845, Lots 36 and 38, 27-31 Morris Avenue; Lots 25, 26, 27, 28, 29, 30, 31 and 32, 80-100 Dickerson Street; by adjusting appraisal price from \$108,000. to \$74,500. - Central Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- (For action on this item, see Ordinance 6-F-n (A.S.) on page 7 in the Minutes of this meeting.)

April 3, 1991

- 8-1. Proposed "Ordinance amending the Charter of the City of Newark, New Jersey,
(A.S.) by the abandonment of the Run-off Elections; pursuant to the provisions of N.J.S.A.
40:45-21. (Placing on a public referendum at the General Election of November
5, 1991, for Newark citizens to vote on the continuation or elimination of Municipal
Run-off Elections.)"

(For action on this item, see page 39 in the minutes of this meeting)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

None.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued
from February 25, 1991, to March 11, 1991:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Newark Lodge #21 BPO Elks | 10319 (Amended) |
| St. Lucy's Roman Catholic Church | 10344 (Amended) |
| Auxiliary of Foundation for Servicing Children and Young Adults with Learning Disabilities of New Jersey, Inc. | 10397 (Amended) |
| St. Francis Xavier Roman Catholic Church | 10463 |

RAFFLE LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| St. Lucy's Roman Catholic Church | 10345 |
| Portuguese American Scholarship Foundation | 10455 |
| St. Rose of Lima Church | 10456 |
| Our Lady of Mt. Carmel Church | 10457 |
| Our Lady of Mt. Carmel Church | 10458 |
| Newark Community School of the Arts Parent Association | 10459 |
| North Ward Center, Inc. | 10460 |
| Catholic Community Services/Mount Carmel Guild | 10461 |
| Rosary Confraternity of St. Rose of Lima Church | 10462 |
| St. Francis Xavier Roman Catholic Church | 10464 |
| St. James Church | 10465 |
| Newark Lodge #21 BPO Elks | 10482 (Amended) |

A motion to concur in the Report was made by the Council of the Whole and
adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani,
President Grant.

Absent: Council Member Martinez.

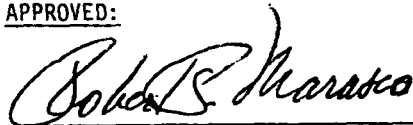
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April 3, 1991

ADJOURNMENT.

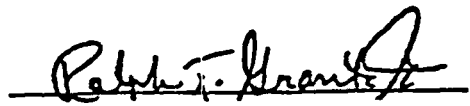
- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Member Martinez.

This meeting adjourned at 3:25 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

1140

Newark, New Jersey, April 9, 1991

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 11:52 A. M.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Bradley, Harris, Tucker, Villani, President Grant, Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Branch, Carrino, Martinez, Rice.

City Clerk Marasco read letter dated April 5, 1991, from Council President Ralph T. Grant calling for a special meeting of the Municipal Council for Tuesday, April 9, 1991, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, to consider the following legislation:

Resolution authorizing President of the Municipal Council, on behalf of the Municipal Council to execute contract with a Consultant for the purpose of submitting a plan to the Newark Ward Commissioners regarding the realignment of Ward boundaries.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, and by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on April 5, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

Resolutions.

7-R-a. (S)

Resolution authorizing the President of the Municipal Council, on behalf of the Municipal Council and the City of Newark, to enter into contract with Rutgers University, Office of Research and Sponsored Programs for Consulting Services for the purposes of submitting a proposal to the Newark Ward Commission for the realignment of Newark's Ward boundaries, for a sum not to exceed \$11,200. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(2))

A motion to adopt the resolution was made by Council Member Tucker, seconded by Council Member Villani and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Harris, Tucker, Villani, President Grant.

Absent: Council Members Branch, Carrino, Martinez, Rice.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Harris, Tucker, Villani, President Grant.

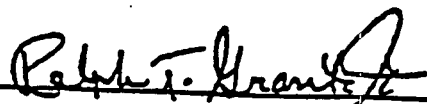
Absent: Council Members Branch, Carrino, Martinez, Rice.

This meeting adjourned at 11:54 A. M.

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

1141

Newark, New Jersey, April 17, 1991.

Prior to the regularly scheduled meeting various presentations were made by the Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:36 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend James Wilson, Greater Mount Moriah Baptist Church.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel JoAnne Robinson, Public Relations Consultant Lois Redisch, Lieutenant Dow R. Wright and Police Officer Lloyd H. Peterman, Sergeants-At-Arms.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was disseminated on April 11, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BCARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented **Copy of Minutes of Meeting of Joint Meeting Maintenance, held February 21, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 4-b. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque North, held February 15, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 4-c. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque South, held February, 15 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 4-d. The City Clerk presented **1990 Annual Report of Fire Department.**

A motion that the Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

1142
April 17, 1991

A motion to consider Ordinance 6-F-c at this time was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant

6-F-c.

The City Clerk read An ordinance to amend and supplement Title 24, Transportation, Chapter 1, Taxicabs, Sections 1, 3, 4, 9, 10, 25, 54 and 59, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By providing for more rules and regulations for Taxicab Operators, to raise the current Taxicab Rates and Imposing Penalties for Violations thereof.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Mr. Lee Williams, Manager, Taxicab Commission met with the Council March 12, 1991)

President Grant read the following statement:

"On April 3, 1991 the Municipal Council convened a special meeting to consider an increase in taxi rates in the City of Newark. The last rate increase occurred in 1982. The Municipal Council has been requested to consider a 10% increase. Based upon the evidence presented on April 3, 1991 the Municipal Council makes the following findings of facts:

1. Since the last rate increase in 1982 taxicab owners and drivers have experienced significant increases in the price of liability insurance. In 1986 the insurance rates were \$5,947.00 and increased in 1990 to \$8,127.00 roughly 37.5%.

2. There has been an increase in the cost to maintain and operate motor vehicles. In 1986, the cost to operate a vehicle was \$11,836.00 and in 1988 the amount increased to \$13,364.00.

3. The consumer price index has steadily increased while taxi rates have remained the same. The percentage increase in the CPI from 1986 to 1990 was 23%.

4. Many of the taxi cabs operating in the City are rented and the cost has increased by approximately 28.8% from 1986 to 1990. (\$35.00 to \$45.00).

5. Newark's metered taxi rates and flat rates from Newark International Airport are among the lowest in the area while the cost of liability insurance is the highest for vehicles operating in the City.

Based upon the aforementioned findings of fact and presentation from the Division of Taxi Cabs, the Municipal Council finds that a 10% increase is reasonable and just."

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 1, 1991.

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April 17, 1991

BOARD OF ADJUSTMENT APPEAL.

- 4-A-1.** The City Clerk read In the Matter of Application of Eleanor Rivera to permit in Third Residence and Second Business Districts conversion of basement of two-family dwelling into offices for nursing services and with one insufficient side yard and insufficient on-site parking on premises 211 Ridge Street, Newark, New Jersey.
(Copy of transcript submitted to each Member of the Council)
(Mr. Carlos Neto, Appellant)
(Board of Adjustment hearing held February 13, 1991)
(Transcript filed March 12, 1991)

The Board of Adjustment at its regular meeting held February 12, 1991, approved the application by 7 ayes and 0 nays.

The transcript in connection with this matter was received March 12, 1991, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On March 12, 1991, the City Clerk notified the applicant, the applicant's attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting April 17, 1991, at 8:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

President Grant stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment In the Matter of Application of Eleanor Rivera to permit in Third Residence and Second Business Districts conversion of basement of two-family dwelling into offices for nursing services and with one insufficient side yard and insufficient on-site parking on premises 211 Ridge Street, Newark, New Jersey. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No new testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and the place for the appeal to commence.

MR. ANTHONY CABELO, ESQ., 76 MT. PROSPECT STREET, NEWARK, NEW JERSEY, ATTORNEY FOR MR. CARLOS NETO, APPELLANT, addressed the Members of the Municipal Council opposing this variance.

MR. JUDE TONZONA, ESQ., 292 LAFAYETTE STREET, NEWARK, NEW JERSEY, ATTORNEY FOR THE APPLICANT, requested the Municipal Council affirm the Board of Adjustment's decision on this application.

Council Member Carrino stated the following:

"On February 13, 1991, the Board of Adjustment by a 7-0 vote granted a variance to permit the conversion of the basement of a two family dwelling located in a third residence and second business district into offices for nursing services and with one insufficient side yard and insufficient on-site parking.

A hearing was held on the application for the variances by the Board of Adjustment. The applicant, Eleanor Rivera was present and testified. Additionally, the applicant's architect, Robert Cozzarelli, testified on behalf of the applicant.

There were several objectors who testified and they were represented by their attorney, Anthony Cabelo.

After all the testimony was presented, the application for the variances to permit the conversion of the basement of the two-family dwelling into offices for nursing services with insufficient side yard and insufficient on-site parking was approved with the condition that the variances extend only to the owner who occupies the property as a resident. The Board of Adjustment adopted the resolution after the hearing on February 13, 1991 and memorialization on February 27, 1991.

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April 17, 1991

The decision of the Board of Adjustment was based on the following factual findings:

1. The applicant's lot is located on the east side of Ridge Street north of Bloomfield Avenue. It is approximately 23' x 100' in size and on it is a two-family dwelling. The area within a 200 foot radius is composed principally of stores and dwellings and a school.

2. The office for nursing services business is not client intensive as it supplies hospitals including Columbia and St. Michaels with nurses.

3. There will be three employees for the business.

4. The owner and applicant are the same person.

5. The applicant will live on site on the second floor.

The Board of Adjustment further determined that the relief requested by the applicant can be granted without detrimental effect as such will enable the applicant to supply beneficial services to the community.

Under present law the Newark City Council as the governing body, has the authority to make a de novo review of the record established before the Board of Adjustment and make its own decision in this matter, subject only to the requirement that its findings and conclusions are supported by the record. Kessler vs. Bowker, 174 N.J. Super 478 (A.D. 1979). The Council is directly responsible to the citizenry and has the right to apply its' own expertise and knowledge of the community and make a final evaluation based on the record created before the Board of Adjustment. Thus the Council may reverse, remand or affirm, wholly or in part, or may modify the final decision of the Board.

Applying this standard here the Council has reviewed the transcript of the hearing before the Board of Adjustment and makes the following determinations:

1. This Councilman does not support the Board's conclusion granting the requested variances and notes the absence of any evidence of applicant's hardship in the record before it. See: Nash v. Board of Adjustment of Morris Township, 96 N.J. 97 (1984).

2. Objections to the application as evidenced by the testimony were as follows:

(a) The granting of the variance will have a detrimental effect on the neighborhood and the public good.

(b) The applicant has maintained the property in violation of the Newark Municipal Ordinances and has continued to have garbage and debris on the front of the property, on the rear of the property; and illegal tenancies.

(c) The applicant has made continued mis-statements of fact to the Board which affects the applicants credibility.

(d) The granting of the variances will create parking problems.

Based on the foregoing reasons I am hereby requesting the Council reject the variance permitting the conversion of the basement of a two-family dwelling into offices for nursing services with insufficient side-yard and on-site parking, at the premises cited above, was made by Council Member Carrino, seconded by Council Member Villani and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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April 17, 1991

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Oliver Street and Van Buren Street.**
(Oliver Street and Van Buren Street:
Stop Signs shall be installed on all approaches.)
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 6-F-b. The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by designating River Street as a one-way Street.**
(Deleting:
River Street, Westbound, from Raymond Boulevard to McCarter Highway)
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 6-F-c. The City Clerk read **An ordinance to amend and supplement Title 24, Transportation, Chapter 1, Taxicabs, Sections 1, 3, 4, 9, 10, 25, 54 and 59, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By providing for more rules and regulations for Taxicab Operators, to raise the current Taxicab Rates and Imposing Penalties for Violations thereof.**
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Mr. Lee Williams, Manager, Taxicab Commission met with the Council March 12, 1991)

(For action on this ordinance, see page 2 in the minutes of this meeting)

- 6-F-d. The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Administrative Clerk in Department of Police).**
(Administrative 1 1/1/91 \$22,021.17 - \$25,939.36
Clerk (35 Hours))
(Creating title of Administrative Clerk in Department of Police to more appropriately describe duties and responsibilities of employee currently serving in title of Supervisor of Accounts. Old title common title; annual fiscal impact of approximately \$1,300. Represented by Newark Council 21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)

1145

April 17, 1991

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Oliver Street and Van Buren Street.**

(Oliver Street and Van Buren Street:

Stop Signs shall be installed on all approaches.)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 6-F-b. The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by designating River Street as a one-way Street.**

(Deleting:

River Street, Westbound, from Raymond Boulevard to McCarter Highway)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 6-F-c. The City Clerk read **An ordinance to amend and supplement Title 24, Transportation, Chapter 1, Taxicabs, Sections 1, 3, 4, 9, 10, 25, 54 and 59, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By providing for more rules and regulations for Taxicab Operators, to raise the current Taxicab Rates and Imposing Penalties for Violations thereof.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Mr. Lee Williams, Manager, Taxicab Commission met with the Council March 12, 1991)

(For action on this ordinance, see page 2 in the minutes of this meeting)

- 6-F-d. The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Administrative Clerk in Department of Police).**

(Administrative 1 1/1/91 \$22,021.17 - \$25,939.36

Clerk (35 Hours))

(Creating title of Administrative Clerk in Department of Police to more appropriately describe duties and responsibilities of employee currently serving in title of Supervisor of Accounts. Old title common title; annual fiscal impact of approximately \$1,300. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 1, 1991.

6-F-e.

The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating East Kinney Street as a one-way street. (East Ward)**

(East Kinney Street, Westbound from McCarter Highway to Broad Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 1, 1991.

6-F-f.

The City Clerk read **An ordinance amending "An ordinance providing for the vacation of Bleeker Street, as laid out 55 feet on the Map of Commissioners to lay out Streets, Avenues and Squares, extending from the westerly line of Colden Street to the westerly line of Summit Street" Ordinance 6-S & F-e, dated July 8, 1987 (To amend the easement reservations) (Central Ward)**

(To allow for portion of new building to be constructed by New Jersey Institute of Technology within the easement reservation area)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Harris.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 1, 1991.

6-F-g.

The City Clerk read **An ordinance amending "An ordinance providing for the vacation of Colden Street, as laid out 50 feet on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from the southerly line of Central Avenue to the northerly line of Bleeker Street" Ordinance 6-S & F-d dated July 8, 1987 (To delete the easement reservations). (Central Ward)**

(To allow New Jersey Institute of Technology to construct building within easement reservation area)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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April 17, 1991

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Harris.

President Grant: The yeses are eight, the noes are none and one not voting. ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 1, 1991.

6-F-h.

The City Clerk read **An ordinance accepting a Utility Right-of-Way easement from New Jersey Institute of Technology and granting permission to New Jersey Institute of Technology to construct a combined sewer main and water main within said right-of-way easement crossing lands of New Jersey Institute of Technology as shown on a drawing prepared by Richlan, Lupo and Pronesti dated January 17, 1990 entitled "Easement Survey of Central Avenue Project." (Central Ward)**
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Harris.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 1, 1991.

6-F-i.

The City Clerk read **An ordinance amending Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Columbia Street. (East Ward)**

(Columbia Street, East Side, beginning at the northerly curblin of Green Street and extending 145 feet northerly therefrom, from 8:00 A.M. to 5:00 P.M., Mondays through Fridays)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Does not require approval of Department of Transportation)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 1, 1991.

6-F-j.

The City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by deleting the parking restriction on East Kinney Street. (East Ward)**

(Deleting;

East Kinney Street, North Side, from McCarter Highway to Broad Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Does not require approval of Department of Transportation)

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April 17, 1991

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 1, 1991.

6-F-k.

The City Clerk read **An ordinance amending Chapter 3A, of Title 17, entitled, "Noise Control Ordinance of the City of Newark: providing for the regulation of noise pollution in the City of Newark, Section 7, "Maximum Permissible Sound Levels" Table 1. (To add hospital quiet zones).**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and none absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 1, 1991.

6-F-l.

The City Clerk read **An ordinance to amend Title 2, Administration, Chapter 5, Department of Administration, Section 2, Business Administrator, Paragraph (b), Powers and Duties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Section (9) (To require public notification via daily newspaper, weekly, ethnic publications and public hearing prior to any transfer or closing of a police or fire facility).**

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 1, 1991.

A motion to consider Item 8-i (A.S.), on Ordinances on First Reading was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-m.
(A.S.)

The City Clerk read **An ordinance amending Sections 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Broad Street, East Side, from Franklin Street to Green Street.**

(Broad Street - East Side, between Franklin Street and Green Street, between the hours of 3:00 p.m. to 9:00 a.m., except that only authorized vehicles registered to the City of Newark shall be permitted to park during the hours of 9:00 a.m. to 3:00 p.m.)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 1, 1991.

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April 17, 1991

A motion to consider Item 8-j (A.S.), on Ordinances on First Reading was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-n.
(A.S.)

The City Clerk read An ordinance authorizing the execution of a lease between the City of Newark, owner and the Emanuel Church of Christ, for premises known as 6-8 Livingston Street and 47-51 Springfield Avenue, Block 2520, Lots 60-62, for sum of \$4,550., for period May 1, 1991 to April 30, 1992 (for a term renewable yearly for period of at least twenty years); pursuant to N.J.S.A. 40A:12-13(c)).

(Central Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 1, 1991.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title, Definitions, Section 1, Short Title, Definitions, Paragraph (C), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding the definition of Congregate Living Arrangements)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 27, Zoning, Chapter 1, Citation and Construction of Title; Definitions, Section 1, Short Title; Construction of Title; Definitions, Paragraph (c) of the Revised Ordinances is hereby amended as follows:

27:1-1(c) Definitions:

CONGREGATE LIVING ARRANGEMENTS - means a residential housing facility in which groups of individuals reside in any building (1) which is composed of two or more units of dwelling space intended for single room occupancy or (2) which houses any form of group living arrangement.

Section 2. This Ordinance shall take effect upon final passage of the Municipal Council.

STATEMENT

This Ordinance adds the definition of Congregate Living Arrangements to 27:1-1(c).

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April 17, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. IRVING L. SOLONDZ, ATTORNEY, 17 ACADEMY STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council suggesting amendments should be made to the ordinance to benefit the City.

No else one appearing, a motion to close the hearing and defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant and Mr. Solondz to meet with the Council at its Special Conference, April 23, 1991; further, directing the City Clerk to place this legislation on a Special Meeting to be called for April 23, 1991, at 12 Noon, or as soon thereafter as practical, in the Council Chamber, City Hall, was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Council Member Martinez, through the Chair, directed the City Clerk extract verbatim transcript of remarks made by Mr. Solondz and forward to Corporation Counsel Grant for his review and necessary action.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to prohibit facilities which provide congregate living arrangements within all Residence Districts and First Business Districts and to permit such facilities as a conditional use in all other Business Districts and Industrial Districts.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That subsection 27:4-7(a) enumerating conditional uses, of Article 3, Conditional Use Regulations, Title 27, Zoning, be and is hereby amended to add "facilities which provide residential congregate living arrangements and that subsection 27:4-7(a) shall read in its entirety as follows:

(a) The following are conditional use regulations relating to arcades; automatic vehicle cleaning stations; boarding houses; commercial antennae; congregate living arrangements; facilities for the sheltering and/or treatment of persons with communicable diseases, not located in an established hospital; drive-in restaurants; gasoline filling or automotive service stations; narcotic, alcohol and drug abuse treatment facilities not located in an established hospital; public dance halls, public garages; pool halls or billiard parlors; rooming houses; tents for business purposes; used car sales lots; facilities engaged in manufacturing, storage and handling of hazardous materials and they shall be governed as provided in section 27:4-7. Since the foregoing uses may be inimical to the public safety and general welfare if located without due consideration

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of conditions and surroundings, no permit therefore shall be issued unless an application is first made to the central planning board, which is directed to hear the same in the same manner and under the same procedures as set forth in section 54 of the Municipal Land Use Law (C. 40:55D-67). No application for a conditional use shall be granted by the central planning board if in its judgment such use will be detrimental to the health, safety and general welfare of the community.

Section 2. That section 27:4-7, Article 3, Conditional Use Regulations, Title 27, Zoning, be and is hereby amended to add a new subsection (O) which shall read as follows:

(O) Facilities which provide residential congregate living arrangements which provide shelter or lodging for profit or charity with or without meals. Facilities of this type shall include but not be limited to shelters for the homeless, halfway houses, college dormitories not located on campus, fraternity and/or sorority houses, orphanages, nunneries and/or monasteries when not located on the same lot as the church. Such facilities are permitted as a conditional use within second, third and fourth business districts and industrial districts.

Excluded are residential facilities covered elsewhere in this title such as dwellings, boarding and rooming houses, hotels, nursing homes, treatment facilities for persons with communicable diseases not located in an established hospital and narcotic/alcohol/drug abuse treatment centers. No permit shall be issued for the establishment of such a facility except upon approval by the central planning board of an application for a conditional use.

The following specifications and standards shall be met prior to the central planning board granting conditional use approval:

(i) No such facility shall be established within 2,000 feet of another such facility;

(ii) No such facility shall be established within 1,000 feet of a school, a church, a daycare, a nursery, or a residential structure.

Section 3. This Ordinance shall take effect upon final passage of the Municipal Council. Last additions in text indicated by underline; deletions are indicated by [brackets].

STATEMENT: This Ordinance adds Congregate Living Arrangments to 27:4-7(a) and adds a new subsection (O) to 27:4-7 which prohibits congregate living arrangements within 2,000 feet of another such facility.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant and Mr. Solondz to meet with the Council at its Special Conference, April 23, 1991; further directing the City Clerk to place this legislation on a Special Meeting to be called for April 23, 1991, at 12 Noon, or as soon thereafter as practical, in the Council Chamber, City Hall, was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of Cumberland Street, as laid out on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of Ivy Street to the northerly terminus of Cumberland Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Cumberland Street, as laid out on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of Ivy Street to the northerly terminus of Cumberland Street shall be vacated as a public street or right-of-way.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof, and a copy of which map, known and designated as Map No. A-1558, dated January 24, 1991 is on file in the office of the Director, Department of Engineering.

Section 2. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 3. That this Ordinance shall take effect upon adoption and publication in accordance with law.

STATEMENT

This Ordinance vacates Cumberland Street from the Northerly line of Ivy Street to the Northerly Terminus of Cumberland Street.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Martinez.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

April 17, 1991

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To create the title of Executive Assistant and to abolish the title of Analyst, Mayor's Office in the Office of the Mayor).

(Creating new title and abolishing old in Office of Mayor as result of New Jersey Department of Personnel Reclassification. Salary will be lower. Represented by Newark Council 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(a) of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, as amended and supplemented to create the following title .

(a) Office of the Mayor and Agencies

POSITION

Executive Assistant (1) 1/1/91 \$39,306.40 - \$47,410.82
4586 (35 Hrs.)

SECTION 2. Section 1(a) of the aforementioned ordinance be further amended to abolish the following title:

(a) Office of the Mayor and Agencies

POSITION

Analyst, Mayor's Office
A251 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles hours of employment, annual minimum or annual maximum salaries which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance is the result of a New Jersey Department of Personnel reclassification.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

1154
April 17, 1991

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Head Clinic Nurse and to abolish the title of Clinician/Clinic Manager in the Department of Health and Human Services).

(Creating new title and abolishing old in Department of Health and Human Services as a result of New Jersey Department of Personnel Reclassification. No salary change. Represented by Newark Council 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

| | | |
|-------------------|--------|---------------------------|
| Head Clinic Nurse | 1/1/91 | \$35,545.11 - \$42,839.11 |
| 1951 (35 Hrs.) | | |

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Clinician/Clinic Manager
A456 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance is the result of a New Jersey Department of Personnel reclassification.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

April 17, 1991

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 21, Chapter 3, of the Revised Ordinances of the City of Newark, New Jersey, 1977, by adding Section 21:3-11, Discharging Certain Waters into Sanitary Sewers and Section 21:3-12, Storm and Other Unpolluted Drainage to be Discharged through Combined or Storm Sewers or Approved Natural Outlets.

WHEREAS, the United States Environmental Protection Agency promulgated regulations on November 16, 1990 governing sewer water discharges at 40 CFR 122, 123 and 129; and

WHEREAS, the Joint Meeting of Essex and Union Counties Sewerage Authority has a sewer connection ban in effect since June of 1989; and

WHEREAS, a sewer connection ban would prohibit new construction and redevelopment in parts of the West and South Wards which are serviced by the Joint Meeting of Essex and Union Counties.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Title 21, Chapter 3 of the Revised Ordinances of the City of Newark, New Jersey 1977 as supplemented and amended is hereby supplemented to read as follows:

21:3-11 Discharging certain waters into sanitary sewers prohibited.

No person shall discharge or cause to be discharged any storm water, surface water, ground water, roof runoff, subsurface drainage, cooling water or unpolluted industrial process waters to any sanitary sewer.

21:3-12 Storm and other unpolluted drainage to be discharged through combined or storm sewers or approved natural outlets.

Storm and other unpolluted drainage shall be discharged to such sewers as are specially designated as combined sewers or storm sewers or to a natural outlet as approved by the Director of the Department of Engineering. Industrial cooling water or unpolluted process waters may be discharged, upon approval of the Director of the Department of Engineering, to a storm sewer, combined sewer or a natural outlet, provided that a NJPDES permit has been approved by the N.J. Department of Environmental Protection, Division of Water Resources.

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance will aid in the elimination of stormwater from the sanitary lines, which will help to have a sewer connection ban removed and eliminate the costs of unnecessarily treating stormwater.

1136
April 17, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Grant.

Absent During Roll Call: Council Member Tucker.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of premises commonly known as 292-294 South Orange Avenue (Tax Block 271, Lots 20 and 21), Newark, New Jersey to Habitat 6th Street Corp., Inc., pursuant to the provisions of N.J.S.A. 40:12-21(j).

WHEREAS, the City of Newark has determined that 292-294 South Orange Avenue (Block 271, Lots 20 and 21) are City owned properties located within the Central Ward that are not needed for municipal purposes; and

WHEREAS, Habitat 6th Street Coop, Inc. a duly incorporated nonprofit organization of the State of New Jersey, having its offices at P.O. Box 1121, Newark, New Jersey 07101 has submitted a proposal (attached as Exhibit A) to the Department of Development to undertake the rehabilitation of 292-294 South Orange Avenue (Block 271, Lots 20 and 21) for residential housing for resale; and

WHEREAS, the City of Newark, pursuant to the statutory authority provided in N.J.S.A. 40A:12-21(j), may authorize a private sale and conveyance of city owned property not needed for municipal uses for nominal consideration to any duly incorporated nonprofit organization for the purpose of rehabilitating residential property for resale; and

WHEREAS, a preliminary investigation indicates that Habitat 6th Street Coop, Inc. possesses the proper qualifications, financial resources and other necessary capacity to acquire and develop the project area in accordance with all appropriate state laws, municipal ordinances and regulations promulgated therewith; and

WHEREAS, the Department of Development has concluded that the proposed project is consistent with the City's redevelopment plans and projections for the area and submits Habitat 6th Street Coop, Inc.'s proposal to the Municipal Council for its review and approval.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. That the premises commonly known as 292-294 South Orange Avenue (Block 271, Lots 20 and 21) on the Official Tax Map and Tax Duplicate (year 1991) of the City of Newark, New Jersey is not needed for public purposes by the City of Newark.

2. That the premises commonly known as 292-294 South Orange Avenue (Block 271, Lots 20 and 21) be sold to Habitat 6th Street Coop, Inc., a nonprofit corporation of the State of New Jersey by private sale for the amount of One Hundred Dollars (\$100.00) per lot or a total of Two Hundred (\$200.00) Dollars pursuant to the provisions of N.J.S.A. 40A:12-21(j).

April 17, 1991

3. That the Director of the Department of Development be authorized to execute a Contract and Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and acknowledged by the City Clerk with limitations as provided by statute.

4. The Deed and Contract of Sale shall contain a provision to require the grantee to spend any profits from the resale of the subject properties in accordance with the statute.

5. That a copy of the executed deed and contract shall be placed on file in the Office of the City Clerk and in the Law Department.

6. This ordinance shall take effect upon publication and passage according to law.

STATEMENT

Passage of this ordinance will permit the City of Newark to sell property located in the Central Ward to a nonprofit developer.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title; Definitions, Section 1, Short Title; Construction of Title; Definitions, Paragraph (c), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By including the dispatch of autocabs to the definition of public garage and adding the definition of autocab)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 27, Zoning, Chapter 1, Citation and Construction of Title; Definitions, Section 1, Short Title; Construction of Title; Definitions, paragraph (c) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended and supplemented as follows:

Public garage means any building or premises used for the storage of one or more non-commercial, self-propelled vehicles or motorcycles, including storage for repair, demonstration, sale, rental, dispatch of autocabs, spot painting or adjustment of equipment. Repairs shall not include body and fender work and paint spraying. A salesroom conducted exclusively for the exhibition of not more than ten (10) vehicles as defined above shall not be classed as a public garage.

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Autocab means and includes any automobile or motor car, other than a taxicab or bus, with a carrying capacity of not more than nine (9) passengers, not including the driver, used in the business of carrying passengers for hire which is held out, announced or advertised to operate or run or which is operated or run over any of the streets or public highways in the City of Newark, and which is hired by charter or for a particular contract or by the day or hour or after fixed period, or to transport passengers to a specified place or places, or which charges a fare or price agreed upon in advance between the operator and the passenger. This definition shall not include limousines and medical vans.

Section 2. Any and all ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance amends and supplements Title 27, Zoning, Chapter 1, Citation and Construction of Title; Definitions, Section 1, Short Title, Construction of Title; Definitions, Paragraph (c) by including the dispatch of autocabs to the definition of public garage and adding the definition of autocab.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to supplement Title 24, Transportation, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to include a New Chapter, 2, Autocabs, Limousine and Livery Service (That regulates the operation of autocabs, limousine and livery services in the City of Newark).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 24, Transportation, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, be and the same is hereby supplemented by adding a new chapter to read as follows:

Chapter 2. Autocabs, Limousine and Livery Service.

April 17, 1991

24:2-1. Definitions.

As used in this chapter:

(a) "Autocab" means and includes any automobile or motor car, other than a taxicab or bus, with a carrying capacity of not more than nine (9) passengers, not including the driver, used in the business of carrying passengers for hire which is held out, announced or advertised to operate or run or which is operated or run over any of the streets or public highways in the City of Newark, and which is hired by charter or for a particular contract or by the day or hour or after fixed period, or to transport passengers to a specified place or places, or which charges a fare or price agreed upon in advance between the operator and the passenger. This definition shall not include limousines and medical vans.

(b) "Autocab license" means a license issued for the vehicle by the Commission to the owner(s) of the autocab.

(c) "Business Administrator" means the Business Administrator of the City of Newark.

(d) "Certificate" means a certificate of compliance issued by the Clerk of the City of Newark upon the filing of the required insurance policy or bond.

(e) "City Clerk" means the Clerk of the City of Newark.

(f) "Commission" means the Taxicab Commission within the Police Department of the City of Newark.

(g) "Corporation Counsel" means the Corporation Counsel of the City of Newark.

(h) "Division" means the Taxicab Division within the Police Department of the City of Newark.

(i) "Driver" means a person to whom a driver's license has been issued.

(j) "Driver's License" means a license issued by the Commission to persons who meet the Commission's qualifications of a for-hire driver of an autocab.

(k) "Holder" means a person to whom an autocab license has been issued.

(l) "Limousine or livery service" means and includes the business of carrying passengers for hire by autocabs.

(m) "Manager" means the Manager of the Taxicab Division.

(n) "Person" means and includes any individual, copartnership, association, corporation or joint stock company, their lessee, trustees or receivers appointed by any court whatsoever.

(o) "Principal place of business" means the place or location of the business within the City of Newark where the autocabs are dispatched, stored and/or parked.

24:2-2. Autocab License & Certificate of Compliance required.

No person shall operate or permit an autocab owned or controlled by him or her to be operated as an autocab upon the streets of the City of Newark without first obtaining an autocab license and a driver's license from the Division; a certificate of compliance from the City Clerk; and livery plates from the Division of Motor Vehicles (DMV).

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24:2-3. Principal place of business; requirements.

No person shall operate or permit an autocab owned or controlled by him or her to be operated as an autocab upon the streets of the City of Newark unless the principal place of his or her autocab business is in the City of Newark. Said principal place of business can only be located in those districts permitted by local zoning ordinances and shall not be combined with any residential property and/or any other business. All autocabs shall be garaged and shall not be stored and/or parked on the streets of the City of Newark.

24:2-4. Expiration date and fees.

(a) The term of each autocab license and driver's license issued by the Taxicab Division shall not exceed one (1) year and shall expire on March 31st of each year.

(b) The annual license fee for the owner to operate each autocab in the City of Newark shall be \$250.00. However, the fee for any license issued in September or anytime thereafter before the expiration date of March 31st of any given year shall be \$125.00. Said fee shall be made payable to the Taxicab Division.

(c) The annual license fee for each driver (other than the owner) to operate an autocab in the City of Newark shall be \$50.00. Said fee shall be made payable to the Taxicab Division.

(d) Such license fees shall be in addition to the \$25.00 fee made payable to the City Clerk for the certificate of compliance issued by the City Clerk and any other fees or charges established by the City of Newark which are applicable to autocabs.

(e) The autocab license fee, driver's license fee and the fee for the certificate of compliance shall be payable upon the presentation of the application. In the event that the license is denied or the application is withdrawn, all fees shall be returned less the sum of \$50.00 for filing costs (i.e., \$25.00 each for the filing cost shall be retained by the Taxicab Division and the City Clerk).

24:2-5. Insurance required.

(a) In order to insure the safety of the public, it shall be unlawful for any person to operate or cause or permit an autocab to be operated, nor shall any autocab license or certificate of compliance be issued until an insurance policy in compliance with N.J.S.A. 48:16-13 to 48:16-22 has been approved by the Corporation Counsel. Said insurance policy shall name the City of Newark as an additional insured and contain therein an endorsement indicating that their principal place of business is within the City of Newark. Upon the issuance of said license, the original insurance policy shall thereupon be filed forthwith with the Office of the City Clerk.

(b) Any license issued hereunder shall only be effective for as long as the insurance policy remains in force and in accordance with the statutory amounts. In the event that the insurance is cancelled, the autocab license shall terminate on the effective date of the cancellation, unless the insurance has been reinstated and a withdrawal of the cancellation or a new policy of insurance has been submitted to the City Clerk prior thereto for the remainder of the license term.

(c) Said insurance policy must provide therein that it shall not be cancelled except upon 20 days prior written notice to the Manager of the Division.

24:2-6. Issuance of Certificate of Compliance; display.

(a) Upon approval of the insurance policy by the Corporation Counsel, the City Clerk shall issue a certificate of compliance in duplicate to the applicant showing that he has complied with the terms and provisions of N.J.S.A. 48:16-14.

(b) The duplicate of said certificate shall be filed with the Division of Motor Vehicles (DMV) before such vehicle is registered as an autocab, limousine or livery service.

(c) The original certificate shall be posted in a conspicuous place within the autocab.

24:2-7. Application procedure; information required; renewals.

(a) An application for an autocab license shall be made by the owner, lessee, bailee or driver of the autocab and shall be filed with the Manager of the Division upon forms provided by the Division, together with the autocab license fee of \$250.00, the driver's license fee of \$50.00, if applicable, and the \$25.00 fee for the certificate of compliance. Said application shall be verified under oath and shall contain the following information:

- (1) Name and legal address of the applicant;
- (2) Residence addresses for the past three (3) years;
- (3) Age, height, color of eyes and hair;
- (4) Place and date of birth;
- (5) Marital status;
- (6) Previous employment and employers for the past three (3) years;
- (7) Whether the applicant has ever been convicted of a crime punishable by more than one year imprisonment or a violation of this Chapter;
- (8) Whether his or her driver's license, issued by any state, foreign country or municipality, has been suspended or revoked for any cause, and the particulars thereof;
- (9) The name of the owner and driver of the autocab, limousine or livery service and the applicant's relationship to said person;
- (10) The year, type, vin # and model of the autocab for which the license is desired;
- (11) The number of passengers the autocab is capable of transporting;
- (12) The principal place of business of the autocab, limousine or livery service;
- (13) Any other pertinent information or documentation requested by the Manager of the Division.

(b) Upon an initial application for an autocab license and driver's license, the applicant shall submit to fingerprinting by the Newark Police Department.

(c) Each application must be accompanied by a certificate from a licensed and practicing physician of the State of New Jersey, certifying that the applicant has been examined on a certain date, within sixty (60) days prior to the filing of the application; and that, in his or her professional opinion, the applicant is of sound physique, with good eyesight, not subject to epilepsy, vertigo, heart trouble, or any other infirmity of body or mind which might make the applicant unfit to safely operate an autocab and/or put the safety of a passenger(s) in jeopardy.

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(d) Each application shall be accompanied by four (4) passport-size photographs of the applicant taken within thirty (30) days of the application (front view size: 2x2 inches).

(e) Each application shall be accompanied by an original and one copy of a current insurance policy in accordance with the requirements of this Chapter and the Laws of the State of New Jersey.

(f) At the time of application the owner of the autocab, limousine or livery service shall execute a Power of Attorney appointing the chief fiscal officer of the City of Newark as his true and lawful attorney for the purpose of acknowledging service of any process for indemnity under the policy, which shall be filed, together with the insurance policy with the City Clerk.

(g) The annual application for renewal of an autocab license shall be filed with the Division no later than 30 days prior to the expiration date of said license.

24:2-8. Minimum qualifications.

No autocab license or driver's license shall be issued unless the applicant shall:

(a) Furnish satisfactory evidence that he or she is the holder, for at least one (1) year prior to the date of application, of a valid automobile driver's license issued by the New Jersey Division of Motor Vehicles (DMV);

(b) Is at least eighteen (18) years of age;

(c) Has been a legal resident of New Jersey for one (1) year or more;

(d) Is able to read, write and speak the English Language;

(e) Is a citizen or legal resident alien of the United States;

(f) Furnish written proof that the applicant is the owner, lessee, employee, agent or servant of the owner of the autocab, limousine or livery service;

(g) Obtain a certificate of compliance from the City Clerk.

(h) No autocab license or driver's license shall be issued unless the applicant thereof has completed an annual orientation class(es) provided by the Division. All drivers shall be required to attend subsequent orientation classes once every three (3) years if offered.

24:2-9. Investigation of Applicant; consideration.

(a) Upon the filing of an application for an autocab license and driver's license, the Manager of the Division shall refer the same to the Newark Police Department which shall conduct an investigation of each applicant for an autocab license and driver's license. The applicant's photo and fingerprints, where required, shall be forwarded to the Newark Police Department's Bureau of Records and Identification. A report of such investigation and a copy of the traffic and police record of the applicant, if any, shall be attached to the application and returned for the consideration of the Commission.

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(b) The Manager of the Division and/or Commission shall consider the application, the police investigation report, the physician's certificate and any other documentation required to be attached thereto, the character, driving experience and responsibility of the applicant and any other relevant facts whatsoever and shall approve or reject the application. However, no autocab license or driver's license shall be issued until a written police investigation report is received from the Newark Police Department's Bureau of Records and Identification, showing the result of the investigation of the applicant's prior police history, if any, through an examination of the fingerprints. If a delay of more than thirty (30) days is encountered between the date of fingerprinting and the receipt of the results of a Federal Bureau of Investigation (FBI) or a New Jersey State Police fingerprint check, the Manager of the Division may issue the applicant a temporary license for a period not to exceed six (6) months based on a check through the fingerprints on file with the Newark Police Department. If, when received by the Division, all results of fingerprint checks by the FBI and the New Jersey State Police show that the applicant is unfit to obtain a license, the Division may immediately revoke the applicant's license.

(c) If the application is rejected, the applicant may make a written request, within thirty (30) days of such rejection for a hearing before the Commission to offer evidence why the application should be reconsidered.

24:2-10. Issuance of Autocab License and Driver's License; contents; display.

Upon approval of an application for an autocab license and driver's license by the Manager and/or Commission, the Manager shall issue the license to the applicant. The license shall bear the name, signature and photo of the applicant. It shall also contain the City of Newark's license number and bear the signature of the Manager of the Division, together with a notice that in case of a complaint, the Division shall be notified of the autocab driver's license number and/or driver's license number.

Upon receipt, the autocab driver shall display the autocab license, together with the driver's license, on the left visor or on top of the right side of the dashboard in full view of any passenger(s) in the rear seat of said autocab at all times.

24:2-11. Transfer of Autocab License and Driver's License; transfer fee; license not subject to hypothecation.

(a) No autocab license may be sold assigned or otherwise transferred without the consent of the Manager upon the recommendation of the Commission. A license may be transferred to another person to be used in a bona fide operation of an autocab business, with the consent of the Manager upon the recommendation of the Commission upon the filing of an application as provided in section 24:2-5 of these Revised Ordinances and upon payment of a transfer fee of \$250.00 and the \$25.00 fee for the Certificate of Compliance.

(b) In the case of a transfer to a corporation, a copy of the certificate of incorporation issued by the State of New Jersey and the name of its registered agent shall also be filed; provided that if a corporation wishes to transfer an autocab license to another corporation to be used in a bona fide operation of an autocab business, and not less than seventy-five percent ownership of each corporation rests with the same person or group of person, then upon application and upon filing of a certificate of incorporation issued by the State of New Jersey and the name of its registered agent, and the consent of the Manager upon recommendation of the Commission and upon payment of an administrative fee of \$50.00, the license shall be transferred. No transfer may be made during the month of November.

(c) No autocab license shall be assigned, mortgaged, pledged or otherwise transferred to secure a debt, loan, advance or other financing transaction, unless such assignment, mortgage, pledge or other security arrangement is first approved by the Manager upon the recommendation of the Commission.

(d) Approval of such transfers shall not be unreasonably withheld.

(e) All driver's licenses are non-transferable.

24:2-12. Autocab license holder's responsibility for operation.

Every holder of an autocab license shall be responsible for the operation of any autocab for which the license has been granted regardless of the legal relationship between such holder and the driver of said autocab.

24:2-13. Autocab rules and regulations; safety requirements.

Autocab rules and regulations, maintenance and safety requirements shall be promulgated by the Manager upon the recommendation of the Commission as he shall deem necessary.

24:2-14. Autocab inspection; display of inspection sticker.

(a) Prior to the use and operation of any autocab under the provisions of this Chapter, said autocab must pass the state (DMV) inspection first, and then said autocab shall be thoroughly examined and inspected by the Division and must be found to comply fully with such reasonable rules and regulations of the Division. New autocabs may use dealer inspection stickers if the vehicle is purchased in New Jersey.

(b) Every autocab operating under the provisions of this Chapter shall be inspected not less than every three (3) months by the Division to insure the continued maintenance of safe operating conditions and full compliance of the autocab with the requirements of this section and the rules and regulations. All autocabs shall have affixed, by the Division, on the rear right window of said autocab, a sticker showing an approved inspection.

(c) The Division shall maintain a record of all such inspections.

(d) No autocab shall be operated upon the streets of the City of Newark without having affixed thereto, as herein provided, a current inspection sticker of such approval.

24:2-15. Autocab must be clean and sanitary; penalty; display of other stickers prohibited.

(a) Every autocab operating under this Chapter shall be kept in a clean and sanitary condition in accordance with the rules and regulations promulgated by the Manager.

(b) When an autocab shall be found to be in an unclean or unsanitary condition in violation of this section by an inspector of the Division, the driver of that autocab shall be punished by a fine of \$5.00 for each day during or on which a violation occurs or continues.

(c) No other sticker or poster, except the certificate of compliance and the inspection sticker provided for in section 24:2-13 shall be affixed to the aforesaid right rear window of the autocab.

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24:2-16. Maintenance in safe condition required.

The inspectors of the Division shall maintain due vigilance over all autocabs to insure that they are maintained in a condition that is safe and sanitary for the transportation of passengers and to this end, they shall have the right, at any and all times, to inspect any and all licensed autocabs. The inspectors shall maintain a written record of the results of all such inspections.

24:2-17. License revocations; suspensions.

Licenses granted under the preceding sections of this ordinance may be revoked or suspended at any time by the Manager if the vehicle shall not be in a safe and sanitary condition for the transportation of passengers and kept in conformity with the terms of this Chapter, or for the violation of any of the rules and regulations promulgated by the Manager.

24:2-18. Autocab identification; unlicensed vehicles.

(a) It shall be unlawful and a violation of this Chapter for any person to operate an autocab not licensed under this Chapter in such a manner as to be misleading or tend to deceive or defraud the public into believing said vehicle is a autocab or taxicab or is being operated as an autocab or taxicab.

(b) No autocab covered by the terms of this Chapter shall be licensed if the color scheme or the name, monogram, or insignia to be used thereon shall conflict with, or imitate any color scheme, monogram, name, or insignia used by any other person, firm, or corporation operating an taxicab or taxicabs in the City of Newark in such a manner as to be misleading or tend to deceive or defraud the public.

(c) If, after a license has been issued for an autocab hereunder, the color scheme, name, monogram, or insignia thereon is used by any other person, firm, or corporation operating an autocab or autocabs in the City of Newark in such manner as to be misleading or tend to deceive and defraud the public, the license for such autocab of autocabs may be revoked by the Manager or the Division after a hearing before the Commission.

24:2-19. Record keeping; inspection of records.

(a) The holder of an autocab license shall require the driver to keep, and the driver of each autocab shall keep, a daily record upon which all trips shall be recorded. The daily record shall show the autocab number, license number of the driver, specific hours of duty, time and place of origin and destination of each trip and the amount of fare received for each trip. All such records shall be given to the holder of the autocab license and shall be retained for (one) 1 year by the holder of the autocab license. The holder of the autocab license shall be responsible for the maintenance of daily records of all autocabs operated by him.

(b) Every driver shall record in a book, maintained solely for such purpose: the time of departure from the garage of every licensed autocab; the name, address and license number of the driver thereof; the license number of the autocab and the time of the autocab's return to the principal place of business.

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(c) All records provided for in this section shall be open to inspection by representatives of the police department and the Division.

24:2-20. Enforcement by police department.

The police department is authorized and instructed to observe the operations of the holders of autocab licenses and driver's licenses for the purpose of enforcing compliance with the provisions of this Chapter. Upon discovering any violation of this Chapter, the police department shall immediately take all appropriate police action, including the issuance of summonses, to this end.

24:2-21. Reports and complaints forwarded.

Any and all complaints and all reports from the police department received by the Manager shall be forwarded to the Commission.

24:2-22. Hearings and notice of hearings; review of decision.

(a) Except as provided in subsection (b) of this section, prior to the suspension or revocation of a license or the imposition of a monetary penalty as provided in section 24:2-22, the licensee shall be given written notice of the charge against him/her and shall be given the opportunity for a hearing before the Commission. The licensee may be represented by legal counsel at any such hearing. The Manager shall be present at all hearings, and, at the conclusion of the hearing shall make a recommendation to the Commission concerning the charge made against the licensee. Upon consideration of the recommendation of the Manager, the Commission shall make a determination concerning the charge against the licensee. If the Commission determines that the licensee did commit the offense charged, the Manager shall impose a penalty in accordance with section 24:2-22 after a consideration of the charge and the record of the licensee. Any decision of the Commission shall be subject to appeal to the business administrator. All such hearings, appeals and decisions shall not be unduly delayed.

(b) The Manager may suspend, pending a hearing, any autocab license and/or driver's license under this section if the insurance requirements of 24:2-4 or the inspections requirements under 24:2-13 are not complied with by the licensee. Any license may be suspended, pending a hearing, if the licensee fails to appear at a hearing before the Commission after receiving notice thereof.

(c) Nothing in this section shall be deemed to preclude the removal of an autocab from service if it is found to be unsafe or unsanitary in violation of the provisions of this Chapter.

24:2-23. Civil penalties.

(a) All autocab licenses and driver's licenses issued under this Chapter, after a hearing before the Commission, may be revoked or suspended or a monetary penalty imposed, not to exceed \$250.00 for the first offense; \$500.00 for the second offense; and \$1,000.00 for the third or subsequent offenses by the Manager, after review of the recommendations of the Commission if the holder or driver:

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- (1) Violated any of the provisions of this Chapter;
- (2) Discontinued operations for more than 180 consecutive days;
- (3) Violated any other ordinance of the City or laws of the State of New Jersey or the United States, the violation of which reflects unfavorably on the fitness of the licensee to offer public transportation;
- (4) Has been found guilty of a high misdemeanor within the licensed year;
- (5) Knowingly permitted the licensed autocab to be used for any illegal purpose;
- (6) Violated any rule or regulation promulgated pursuant to this Chapter.

(b) Penalties imposed under this section for any violations of subsection (a) above may be imposed on the holder of the autocab license, the autocab drivers, or both, except for violations of 24:2-4.

(c) The holder of an autocab license shall receive a mandatory monetary penalty of \$1,000.00 in addition to suspension or revocation of said license for violations of 24:2-4 (Insurance required).

Section 2. Any person that desires to operate an autocab in the City of Newark must comply with all of the requirements of this ordinance upon its effective date.

Section 3. Any and all ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance supplements Title 24, Transportation, to include a new Chapter, 2, Autocabs, Limousine and Livery Service, that regulates the operation of autocabs, limousine and livery services in the City of Newark.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the ordinance, as advertised, was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

A motion to amend the ordinance by excluding therefrom limousines and autobuses was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

The City Clerk: This ordinance, as amended, will be advertised in accordance with the law and a public hearing will be heard on the ordinance, as amended, and be considered for further action on May 1, 1991.

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6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended (To adjust the salary of Mayor)

(Ordinance establishing salary adjustment plan; 5% 1990; additional 5% increase for years 1991, 1992, 1993 and 1994)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That an Ordinance entitled, "An Ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, and amendments thereto, be and the same is hereby amended to adjust the salary of Mayor as follows:

(a) Office of the Mayor

| <u>POSITION</u> | <u>EFFECTIVE</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|-----------------|------------------|----------------------------------|----------------------------------|
| Mayor 2498 | 1/1/90 | \$86,741.00 | \$86,741.00 |

SECTION 2. On January 1, 1991 and January 1 of each year thereafter, through and including January 1, 1994, the above-listed salary shall increase by an additional five percent over the previous year.

SECTION 3. All prior of ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance provides for a salary adjustment for the title position of Mayor.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the Following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Ordinance 6-S & F-r, December 19, 1990, authorizing the sale of various properties to Phillips Metropolitan Colored Methodist Episcopal Church by correcting and approving the sale of lands through a five-year lease purchase agreement to Phillips Metropolitan Colored Methodist Episcopal Church. (By decreasing and correcting properties as follows: Block 1845, Lots 36 and 38, 27-31 Morris Avenue; Lots 25, 26, 27, 28, 29, 30, 31 and 32, 80-100 Dickerson Street; by adjusting appraisal price from \$108,000. to \$74,50. - Central Ward)

WHEREAS, Ordinance 6S&FR dated December 19, 1990 (Exhibit A) authorized the transfer of certain municipal property identified in the Ordinance to Phillips Metropolitan Colored Methodist Episcopal Church (hereinafter Phillips) for relocation; and

WHEREAS, the relocation site was improperly identified and must be decreased and corrected as set forth on attached Exhibit A; and

WHEREAS, the purchase price must be adjusted to reflect the new consideration for the decreased site from \$108,000.00 to \$74,500.00 as set forth in appraisal from Star Appraisal Associates (Exhibit B); and

WHEREAS, Phillips has requested a 5 year lease-purchase agreement to enable it to amortize the purchase price of said relocation sites; and

WHEREAS, the Department of Development has reviewed this matter and finds it acceptable.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. Ordinance 6S&Fr, dated December 19, 1990, is hereby amended as set forth on attached Exhibit B.

Section 2. All other parts of Ordinance 6S&Fr remain in effect.

Section 3. The Director of Development is hereby authorized to enter into a lease-purchase agreement with Phillips for the purchase of land identified in Exhibit B for relocation at a purchase price of \$74,500.00 and execute any and all deeds and other documents, same to be approved as to form and legality by the Corporation Counsel and to be attested acknowledged by the City Clerk.

Section 4. A copy of the executed documents shall be filed with the Office of the City Clerk.

Section 5. This Ordinance shall take effect upon final passage and publication in accordance with the law of the State of New Jersey.

STATEMENT

Passage of this Ordinance will permit the City of Newark to sell properties through the use of a lease-purchase agreement located in the Central Ward to Phillips Metropolitan Colored Methodist Episcopal Church.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

6-S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting left turns on Orange Street at Broad Street. (East Ward)

(West on Orange Street to South on Broad Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Verbal approval by Department of Transportation, Division of Traffic

Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting letter of approval from Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Council Member Harris, through the Chair, acknowledged Floyd Melvin, Executive Director of New Community Corporation who was present in the audience and expressed profound sorrow and regret at the loss of his mother on behalf of the Members of the Municipal Council.

HEARINGS OF CITIZENS.

6-HC-a.

REVEREND F.D. RANDOLPH, JR., 44 LONGFELLOW AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the City of Newark Budget.

President Grant stated the budget has not been submitted to the Municipal Council by Administration.

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- 6-HC-b. **REVEREND LEVIN B. WEST, SR., 52 GIRARD PLACE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council requesting financial help for the Grace West Early Childhood Learning Center, located at 125 Avon Avenue.

Council Member Tucker, through the Chair, directed the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, Acting Director of Health and Human Services Ruffin, Director Langston, Office of Children and Reverend West to meet with the Council at a future special conference to discuss this matter.

- 6-HC-c. **MR. LEON CHAPMAN, 74 HEDDEN TERRACE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to an honorary concert to be held at Symphony Hall on April 22, 1991.

- 6-HC-d. **MR. GARY HOLMAN, PRESIDENT, VULCAN PIONEERS, 155 BROOKDALE AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to the hiring of minority fire fighters in the Newark Fire Department.

President Grant directed the City Clerk to invite Business Administrator Monteilh, Fire Director Kossup and Mr. Holman to meet with the Municipal Council's Affirmative Action Committee on Tuesday, April 23, 1991, to discuss this matter in detail.

At this time President Grant stated anyone present in the audience registered to speak under "Hearings of Citizens" dealing with the homeless situation in the City of Newark, that he would be available on Friday, April 19, 1991 or Monday, April 22, 1991 to meet with those persons.

- 6-HC-e. **MR. REGGIE PAGE, 221 SOUTH 11TH STREET, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to the unfair and brutal treatment of homeless persons at Penn Station.

There was a lengthy discussion held by the Members of the Municipal Council.

President Grant suggested the speaker inform the American Civil Liberties Union, Port Authority Police Department and Newark Police Department of these incidents.

- 6-HC-f. **MR. RAMON LUIS RODRIGUEZ, 232 NORTH 2ND STREET, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to the homeless situation in the City of Newark.

President Grant indicated to the speaker the Municipal Council is working to assist in the fight against homelessness.

There was a lengthy discussion held by the Members of the Municipal Council.

- 6-HC-g. **MR. WILLIAM NEWTON, 21 WARREN STREET, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council offering suggestions in which homeless individuals might be able to assist each other in resolving their plight.

- 6-HC-h. **MS. ROBERTA SINGLETARY, 378 LITTLETON AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council thanking them for their support in assisting with the completion of several proposed housing units within the University Heights Upper Estates.

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- 6-HC-i. **MR. FRANK HURTZ, 402 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council requesting legislative changes in ordinances to allocate monies to help the homeless.

Council Member Tucker indicated there have been some changes made in legislation to aid the homelessness.

- 6-HC-j. **MS. STELLA JENKINS, 531 18TH AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council regarding complaints of unfit living conditions at 531 18th Avenue.

President Grant suggested Mr. Calvin West, Aide to the Mayor, who was present in the audience to meet with the speaker concerning her complaints.

President Grant directed the City Clerk to invite representatives of Department of Community Affairs to meet with the Council at a future special conference to discuss this matter.

Council Member Rice, through the Chair, directed the City Clerk to request a status report from Director of Land Use Control on the conditions of 140 Roseville Avenue.

- 6-HC-k. **MS. BETTY LOVE, 195 FIRST STREET, NEWARK, NEW JERSEY.**

- 6-HC-l. **MS. YVONNE WALKER, 175 FIRST STREET, NEWARK, NEW JERSEY.**

The above-mentioned speakers addressed the Members of the Municipal Council with respect to unsafe living conditions at Academy Spires Apartment Complex.

President Grant directed the City Clerk to request a status report from Director of Land Use Control with respect to the elevators.

Council Member Rice, through the Chair, directed the City Clerk to invite Principals of Department of Housing and Urban Development to meet with the Council at a future special conference to discuss same.

President Grant directed the City Clerk to have a staff Member of the City Clerk's Office to contact Mr. Britton personally and have him attend to the matter of broken elevators within the Academy Spires Apartment Complex immediately.

(For action on Motions considered at this time, see Items 7-M-a through 7-M-bn on pages 54 through 59 in the minutes of this meeting)

(For action on Communications considered at this time, see Items 8-a through 8-j (A.S.) on pages 59 through 61 in the minutes of this meeting)

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RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. Resolution rescinding Tax Abatement Agreement with Newark Renaissance Mall Urban Renewal, Inc., for failure to complete construction of project within 12 months of passage of Resolution 7-R-da, June 29, 1988, unless said entity within 30 days following receipt of certified copy of this resolution files entity's compliance with provisions of financial agreement.
(East Ward)
(832 Broad Street, 834-836 Broad Street, 848-856 Broad Street and 1-19 Lafayette Street)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to return the resolution to Administration per request of Law Department was made by the Council of the Whole and declared by President Grant by the following votes:
Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Branch.
- 7-R-b. Resolution authorizing Newark Watershed Conservation and Development Corporation to advertise for lease of 12 acre portion of Block 9901, Lot 39 in West Milford Township, for period of two years at minimum rental of \$4,125. per year and setting a date for return of bids as April 19, 1991, pursuant to N.J.S.A. 40A:12-14(a).
(Currently leased to Mountain Rest Inn and Shooting Range)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Police Captain Dicksheid and Executive Director Newark Watershed Conservation and Development Corporation Smith met with the Council April 16, 1991)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-c. Resolution approving Tax Abatement Application and Financial Agreement for Propane Urban Renewal Partners for the construction of one story industrial structure for the manufacture and distribution of propane at 570-604 Doremus Avenue, (Block 5070, Lot 41), granting exemption from taxation on improvements for period of 15 years from date of issuance of Certificate of Occupancy; pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file a petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits. (East Ward)
(Formula 15% of annual gross revenues, further providing for an escalation factor of 4% on the market rents and leases.)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani, President Grant.
Not Voting: Council Members Carrino, Martinez.
- 7-R-d. Resolution amending Resolution 7-R-bd, December 19, 1990, Tax Abatement and Financial Agreement of 153 Halsey Urban Renewal Corporation, 147-159 Halsey Street, Block 62, Lot 1, by permitting said entity to file tax appeal seeking reduction in assessment for building during period of construction; and further reflecting that any reduction due to a successful tax appeal shall in no way affect Minimum Annual Service Charge which is calculated by adding total taxes assessed on all real property in area covered by project in calendar year immediately preceding acquisition of said area by respective owners from whom the entity acquired the land and which amount has been established and agreed prior to determination of tax appeal. (East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-e. Resolution authorizing Business Administrator to accept one 1984 Plymouth Station Wagon, serial number 1P3B 2CXEF275050; one 1984 Dodge Van, serial number 2B7HB23H2EK236407 from Public Service Electric and Gas Company and one 1977 GMC Bus, serial number TSE627V604752 from Camptown Bus Company to be used by Police Athletic League; upon receipt of all documents deemed necessary by Corporation Counsel, pursuant to provisions of N.J.S.A. 40A:5-29.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-f. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate.

(In accordance with ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-g. Resolution authorizing Mayor and Director of Engineering to execute Contract 91-14, Asbestos Removal from part of 31 Green Street, with Nimar, Inc., 224 Lackawanna Avenue, West Paterson, New Jersey 07424, lowest responsible bid submitted, for total sum of \$12,300.; project shall be completed within 30 days of Notice to Proceed.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-h. Resolution authorizing Mayor and Director of Engineering to apply for and accept funds from Commissioner of Transportation of the State of New Jersey, Bureau of Local Aid, State Aid to Municipalities under New Jersey Transportation Trust Fund Authority Act, the sum of \$792,000., to be used in resurfacing and reconstruction of various streets in the City of Newark.

(Central Avenue: Broad Street-Martin Luther King Boulevard; Empire Street: Meeker Avenue-Frelinghuysen Avenue; Victoria Street: Frelinghuysen Avenue-Meeker Avenue; Maybaum Avenue: South Orange Avenue-East Orange City Line; Eleventh Avenue: Littleton Avenue-South 12th Street; Sixth Avenue West: Third Street-East Orange City Line; West Kinney Street (Section I): Broad Street-Martin Luther King Boulevard; Chestnut Street: Broad Street-McCarter Highway; West Kinney Street: Martin Luther King Boulevard-Avon Avenue; Bergen Street (Section II): Muhammed Ali Avenue-Avon Avenue; West Runyon Street: Elizabeth Avenue-Bergen Street; Hansbury Avenue: Elizabeth Avenue-Aldine Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-i. Resolution authorizing Mayor and Director of Engineering to apply to and accept from Commissioner of Transportation of the State of New Jersey, Bureau of Local Aid, State Aid to Municipalities under the New Jersey Transportation Trust Fund Authority Act the sum of \$598,000., to be use in resurfacing and reconstruction of Avon Avenue: Clinton Avenue-Irvington City Line; Mt. Prospect Avenue: Bloomfield Avenue-Elwood Avenue; Washington Street: Clinton Avenue-Court Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-j. Resolution authorizing Director of Engineering to execute agreement with Paper Recycling Corporation, 145 Manchester Place, Newark, New Jersey, for recycling of old corrugated cardboard materials collected by City's Recycling Collection Program, City to receive \$10. per gross ton, for term of one year, from date of execution of agreement. (Contract awarded without competitive bidding as permitted by State of New Jersey Mandatory Recycling and Source Separation Act of 1987 (P.L. 1987, c. 102))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-k. Resolution authorizing Director of Engineering to execute agreement with PMC Alpine Paper Recycling Corporation, 515 16th Street, Hoboken, New Jersey, for recycling of office paper materials collected by City's Recycling Collection Program, City to receive sum of \$30. per gross ton, for term of one year, from date of execution of agreement. (Contract awarded without competitive bidding as permitted by State of New Jersey Mandatory Recycling and Source Separation Act of 1987 (P.L. 1987, c. 102))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-l. Resolution amending Resolution 7-R-a (S), February 25, 1987, Contract 86-19R, Collection of Solid Waste (Five-year Contract) for approximately one-third of the City, with James Petrozello Company, Inc., 1222 Harrison Avenue, Kearny, New Jersey, effective July 6, 1987, totalling \$12,010,000....by providing the City of Newark to take credits for the collection of recyclables for periods July 6, 1987 - July 5, 1988, Year 1-\$7.47 per cubic yard/\$22.41 per ton; July 6, 1988 - July 5, 1989, Year 2-\$7.47 per cubic yard/\$22.41 per ton; July 6, 1989 - July 5, 1990, Year 3-\$8.20 per cubic yard/\$24.60 per ton; July 6, 1990 July 5, 1991, Year 4-\$9. per cubic yard/\$27. per ton; July 6, 1991 July 5, 1992, Year 5-\$9.90 per cubic yard/\$29.70 per ton; further, authorizing Director of Engineering to make necessary credit adjustments set forth in Paragraph 1 herein which will result in a credit to James Petrozello Company, Inc., in the amount of \$129,089.34.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-m. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Jacques B. Lapeyrolerie, D.D.S., to provide Dental Services, for period January 1, 1991 to December 31, 1991; maximum amount of contract \$14,857.44, \$7,000. from 1990 budget, \$7,857.44, contingent upon adoption of 1991 budget. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law (N.J.S.A. 40A:11-5 (1)(a)(i))).**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-n. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Offender Aid and Restoration, Inc., for provision of housing and rehabilitation services for ex-offenders, for period May 1, 1990 to April 30, 1991, in amount of \$25,000., funds provided in HCDA, Year XVI.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-o. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds in amount of \$255,000., from United States Department of Housing and Urban Development, to provide services under the Emergency Shelter Grants Program.**

(HUD Grant Award-\$255,000.; Municipal Funds - In-Kind Match-\$69,070.; Shelter Providers - In-Kind Match-\$40,000.; Community Development Block Grant - In-Kind Match-\$145,930.; totalling \$510,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-p. Resolution authorizing Mayor and Acting Director of Health and Human Services to apply for funds in amount of \$257,795., from New Jersey State Department of Health, for provision of Sexually Transmitted Disease Services to Residents of the Greater Newark Community, for period July 1, 1991 to June 30, 1992.**

(\$257,795.-New Jersey State Department of Health; \$488,219.-City In-Kind Matching Funds, totalling \$746,014.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-q. Resolution amending Resolution 7-R-m, January 23, 1991, which amended Resolution 7-R-bm, November 7, 1990, accepting funds from New Jersey State Department of Health, for provision of AIDS Education/Prevention activities in City of Newark, for period November 1, 1990 through February 28, 1991, and to accept additional funds in amount of \$16,122., for total amount of \$20,575.; by extending period from March 1, 1991 through June 30, 1991 and increasing amount to \$37,035.; all other provisions shall remain in full force and effect.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-r.** Resolution ratifying and authorizing Mayor and Police Director to enter into and execute contract with Renold Nunn, 37 Dover Street, Newark, New Jersey, for period September 10, 1990 to September 10, 1991, for amount not to exceed \$44,816.31, for installation of cable wire under the road, Broad Street north to Market Street and Broad and Market east on Market Street to Beaver Street, which shall be attached to video cameras to monitor the areas for purpose of detecting traffic patterns, crime and other anomalous conditions. (Contract awarded without competitive bidding, as an "Extraordinary Unspecified Service", pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(ii)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-s.** Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into contract with Newark Day Center, lowest responsible quote received, for Child Care/Teacher Aide Training Program for Older Workers, Number PY 90-10-01-A, for period July 2, 1990 to June 28, 1991; total amount of contract shall not exceed \$40,000., for twenty (20) participants during two (2) cycles of ten (10) weeks each; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title 3% Older Workers.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-t.** Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into contract with Newark Board of Education, for Youth Tryout Employment, Number PY-08-02-N, for period July 1, 1990 to June 30, 1991; total amount of contract shall not exceed \$110,406., for two hundred (200) participants; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title 11A Youth. (Contract awarded without competitive bidding, pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(2)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-u.** Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into contract with Essex County College, lowest responsible quote received, for Nurse's Aide/Long Term Care Training Program for Older Workers, Number PY-90-10-01-B, for period July 2, 1990 to June 28, 1991; total amount of contract shall not exceed \$12,250., for ten (10) participants during two (2) cycles of seven (7) weeks each; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title 3% Older Workers.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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April 17, 1991

- 7-R-v.** Resolution authorizing Director of Finance to issue check in amount of \$18,000., payable to Yvonne Walls and her attorneys, Javerbaum and Murgatt, 966 S. Springfield Avenue, Springfield, New Jersey 07081, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court, Law Division, for injuries sustained while traversing sidewalk on Lafayette Street involving a trip and fall over an alleged loose manhole cover causing plaintiff to fall into a four foot hole.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council April 16, 1991)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-w.** Resolution authorizing Director of Finance to issue check in amount of \$17,500., payable to Deborah Santiago and her attorney, Carl A. Perrone, PO Box 524, Flanders, New Jersey 07836; filed Notice of Claim against City for injuries sustained when plaintiff fell due to a sidewalk raised by tree roots while traversing the sidewalk in the vicinity of 891-893 Broadway, Newark, New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council April 16, 1991)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-x.** Resolution authorizing Director of Finance to issue check in amount of \$16,000., payable to Grace Graham and her attorney, Steven Greenstein, 1743 Saint Georges Avenue, P.O. Box 1536, Rahway, New Jersey 07065-7530; instituted suit in Superior Court-Law Division, for personal injuries sustained due to accident with City-owned vehicle.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council April 16, 1991)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-y.** Resolution authorizing Director of Finance to issue check in amount of \$2,000., to Martin B. Greenberg and Arkady Shamis, refund of fence deposit paid at time of closing for purchase of City-owned property known as 57-57½ Chester Avenue, East, Block 678, Lots 56 and 57.

(Purchasers complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-z.** Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Reinaldo S. Blanco and Lorenzo R. Blanco, refund of fence deposit paid at time of closing for purchase of City-owned property known as 65 Summer Avenue, Block 484, Lot 65.

(Purchasers complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

April 17, 1991

- 7-R-ba. **Resolution authorizing Director of Finance to issue check in amount of \$1,000. to James L. Batts, Sr., refund of fence deposit paid at time of closing for purchase of City-owned property known as 265 South 19th Street, Block 1817, Lot 23. (Purchaser has complied with Conditions of Sale)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bb. **Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Mohsen Ghassempour and Farshid M. Maslaki, refund of fence deposit paid at time of closing for purchase of City-owned property known as 276-278 West Runyon Street, Block 3030, Lot 5. (Purchasers have complied with Conditions of Sale)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bc. **Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Albert Obidah, refund of fence deposit paid at time of closing for purchase of City-owned property known as 322-324 Renner Avenue, Block 3623, Lot 13. (Purchaser has complied with Conditions of Sale)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Member Martinez.

- 7-R-bd. **Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Bienvenido Lorenzo, refund of fence deposit paid at time of closing for purchase of City-owned property known as 44 Thomas Street, Block 2822, Lot 14. (Purchaser has complied with Conditions of Sale)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-be. **Resolution authorizing Director of Finance to issue check in amount of \$1,000. to William Stefanczyk, refund of fence deposit paid at time of closing for purchase of City-owned property known as 607 South 12th Street, Block 311, Lot 25. (Purchaser has complied with Conditions of Sale)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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April 17, 1991

- 7-R-bf. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to William Stefanczyk, refund of deposit paid at time of closing for purchase of City-owned property known as 03-605 South 12th Street, Block 311, Lot 23. (Purchaser has complied with Conditions of Sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bg. Resolution authorizing Director of Finance to issue check in amount of \$4,000. to Angelo E. Colon, refund of deposit paid at time of closing for purchase of City-owned property known as 42 Thomas Street, Block 2822, Lots 10 and 12. (Purchaser has complied with Conditions of Sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bh. Resolution authorizing Director of Finance to issue check in amount of \$2,700. to J.P.D., Inc., refund of deposit paid at time of auction for purchase of City-owned property known as 445 Central Avenue, Block 1848, Lot 19. (Property was protected by bankruptcy petition at time of foreclosure)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bi. Resolution authorizing Director of Finance to issue check in amount of \$350. to Safina Ramratti Hack, refund of deposit paid at time of auction for purchase of City-owned property known as 94 Mount Prospect Avenue, Block 491, Lot 23. (City unable to convey marketable title)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bj. Resolution authorizing City Treasurer to refund \$166.07, to J & N Hayes, c/o Constellation Mortgage Company, 214 Smith Street, P.O. Box 1316, Perth Amboy, New Jersey 08861, now on record in the Division of Water Accounting and Customer Service, for overpayment of water/sewer charges to Account No. 02-063-1800-00, 37 Valley Street, due to high estimated bills.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bk. Resolution authorizing City Treasurer to refund \$141.84 to Lottie McNair, c/o Constellation Mortgage Company, 214 Smith Street, P.O. Box 1316, Perth Amboy, New Jersey 08861, now on record in the Division of Water Accounting and Customer Service, for overpayment of water/sewer charges to Account No. 02-073-0650-00, 134 Isabella Avenue, due to high estimated bills.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bl. Resolution authorizing City Treasurer to refund \$224.58, to B & G Olson, 20 E. Clementon Road, Suite 201, North Gibbsboro, New Jersey 08026, now on record in the Division of Water Accounting and Customer Service, for overpayment of water/sewer charges to Account No. 10-480-2400-00, 8 W. Park Street, due to high estimated bills.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bm. Resolution authorizing City Treasurer to refund \$215.67, to Jennie Baerga, 3 Ellis Avenue, Irvington, New Jersey 07111, now on record in the Division of Water Accounting and Customer Service, for overpayment of water/sewer charges to Account No. 01-014-2000-00, 190 Kerrigan Boulevard, due to high estimated bills.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn. Resolution authorizing City Treasurer to refund \$606.15, to Cleo DeJesus, 86 Renner Avenue, Newark, New Jersey 07112, now on record in the Division of Water Accounting and Customer Service, for overpayment of water/sewer charges to Account No. 06-305-2150-00, due to high estimated bills.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bo. Resolution authorizing City Treasurer to refund \$383.67, to Clover Enterprises, 155 Washington Street, New Jersey 07102, now on record in the Division of Water Accounting and Customer Service, for overpayment of water/sewer charges to Account No. 10-482-2200-00, 137 Washington Street, due to high estimated bills.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bp. Resolution authorizing City Treasurer to refund \$3,055.63, to Juan and Inez Escobar, 522 North 9th Street, Newark, New Jersey 07103, now on record in the Division of Water Accounting and Customer Service, for overpayment of water/sewer charges to Account No. 11-555-2200-00, due to high estimated bills.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

April 17, 1991

- 7-R-bq.** Resolution amending Resolution 7-R-dm, September 7, 1988, approving determination of Central Planning Board that City Tax Block 71, Lots 1, 2, 3, 14, 21, 22, 28-34, 36, specifically described in Report of Findings is a blighted area....(Bank Street Blight Project).....by setting aside the blight determination of Block 71, Lots 29, 30, 31, 32 and 33 (68-78 Bank Street and 225-221 Washington Street); remaining Lots shall continue to be designated as blight area.

(Lots will be developed without need for blight designation)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-br.** Resolution authorizing Business Administrator to execute a Hold Harmless and Indemnification Agreement providing for indemnification to Symphony Hall Corporation for any claims arising out of use of the Terrace Room on April 25, 1991, to conduct Fourth Annual Employee Recognition Awards Program honoring municipal employees.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bs.** Resolution authorizing Tax Assessor to cancel assessment in amount of \$21,700. for year 1990 on property known as 15-45 Stockton Street, Block 5032, Lot 1; further authorizing Tax Collector to cancel taxes in amount of \$3,686.83; State of New Jersey issued Declaration of Taking on a portion of said property.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bt.** Resolution designating intersection of Dickerson Street and Fifth Street as a stop intersection, installing stop signs on Fifth Street, pursuant to N.J.S.A. 39:4-140.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bu.** Resolution designating intersection of Christie and Brill Streets as a stop intersection, installing stop signs on Brill Street, pursuant to N.J.S.A. 39:4-140. (East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

April 17, 1991

- 7-R-bv. Temporary emergency resolution appropriating \$40,000., Department of Engineering, Division of Contract Administration, Traffic Signal Systems Services (Newark's share for installation of traffic signals in agreement with County of Essex); said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bw. Temporary emergency resolution appropriating \$94,650., Department of Engineering, Division of Traffic and Signals, Traffic Systems Services (Newark's share for installation of traffic signals in agreement with County of Essex); said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bx. Temporary emergency resolution appropriating \$91,731.21, Deferred Charges, Prior Years Bills; said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-by. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$126,682., Jobs Training Partnership Act.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bz. Temporary emergency resolution appropriating \$126,682., Jobs Training Partnership; said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ca. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$11,581.97, Nutrition Project for the Elderly.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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April 17, 1991

- 7-R-cb. Temporary emergency resolution appropriating \$11,581.97, Nutrition Project for the Elderly; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cc-1. Resolution recognizing and commending Newark Police Sergeant Joseph Pollaro, Sr., Newark Police Detectives Nicholas T. Casale, Robert Ventola, James Wynn, Irvington Police Detective Pierre Moss and South Orange Police Detective Jim Chelal for their roles in apprehending several suspects who were allegedly responsible for committing a number of robberies and purse snatching along the borders of Upper Vailsburg, Irvington and South Orange, New Jersey.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cc-2. Resolution recognizing and commending P.J. Carlesimo, Head Coach of the Seton Hall University Pirates, for guiding his team to the 1991 Big East Championship as well as to the final round of the NCAA West Regional Championship.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cc-3. Resolution recognizing and commending Major Valcocean Littles, New Jersey State Police Division.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cc-4. Resolution recognizing and commending The Kids' Center of The New Jersey Historical Society.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cd. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with North Ward Center, for purchase of job training equipment and employment training for low and moderate income residents of the City of Newark, for period April 1, 1991 to July 31, 1991, in amount of \$130,000.; funds provided in HCDA Year XV.**
(A.S.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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April 17, 1991

- 7-R-cd-1. Resolution amending Resolution 7-R-b1, November 1, 1989, Tax Abatement and
(A.S.) Financial Agreement of Lafayette Urban Renewal Corporation; 228-230 Lafayette Street, Block 190, Lots 1 & 2, by increasing the square footage from 10,000 square feet to 20,680 square feet.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ce. Resolution declaring April 8, 1991 as "Holocaust Observance Day" within
(A.S.) the City of Newark.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cf. Resolution expressing profound sorrow and regret at the passing of Mrs.
(A.S.) Mable Louise Melvin, mother of Floyd Melvin, Executive Director of United Community Corporation.**

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-1. Resolution recognizing and commending Vanjah Norman of the U.S. Army's 82nd
(A.S.) Airborne Division.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-2. Resolution recognizing and commending Director Charles Knox.
(A.S.)**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-3. Resolution recognizing and commending Anthony Avent, product of the Newark
(A.S.) School system and star player of the 1990-1991 Seton Hall University Pirates Basketball Team, for his outstanding athletic achievements during the season.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-4. Resolution recognizing and commending L. Russell Brown, noted music
(A.S.) composer.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-5. Resolution recognizing and commending the Hon. John J. Dios, Superior Court Judge, on the distinguished occasion of his retirement after a 42 year career in the legal profession.**
(A.S.)

A motion to adopt the resolution was made by Council Member Martineau, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-6. Resolution recognizing and commending Monroe Bierman on the Sixty Fifth Anniversary of Fit-Rite Dress Shop.**
(A.S.)

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-7. Resolution recognizing and commending Jennifer Apicella, a resident of Belleville and former Standout Athlete at Belleville High, on her Achievement Award from the Newark Chapter of UNICO National.**
(A.S.)

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-8. Resolution recognizing and commending Charles A. Stanziale, Jr., Attorney-At-Law, on his Achievement Award from the Newark Chapter of UNICO National.**
(A.S.)

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-9. Resolution recognizing and commending Mr. Frank A. La Morte, a native of Newark, on his Achievement Award from the Newark Chapter of UNICO National.**
(A.S.)

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-10. Resolution recognizing and commending Major General Vito Morgano, 28th Adjutant General of New Jersey, on his Achievement Award from the Newark Chapter of UNICO National.**
(A.S.)

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-11. Resolution recognizing and commending Hon. Michael J. Vernotico, Mayor of Millburn Township, on his Achievement Award from the Newark Chapter of UNICO National.**
(A.S.)

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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**7-R-cg-12.
(A.S.)**

Resolution recognizing and commending Margaret E. Padovano, Attorney-At-Law, on her Achievement Award from the Newark Chapter of UNICO National.

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cg-13.
(A.S.)**

Resolution recognizing and commending Sajadah Gordon, recipient of Miss NHA/NTC Award; Elaine Hall, Program Coordinator of Miss NHA/NTC Contest; Renee White, Miss Teenage Society; and the 12 contestants who competed for the Miss NHA/NTC Award.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cg-14.
(A.S.)**

Resolution recognizing and commending Joseph and Marie Shear on the occasion of their Forty-First Wedding Anniversary.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cg-15.
(A.S.)**

Resolution recognizing and commending Lillian C. Liburdi for being the recipient of the Ironbound Manufacturers Association's Annual Woman of the Year Award.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cg-16.
(A.S.)**

Resolution recognizing and commending Essex-Newark Legal Services on the occasion of its relocation to 106 Halsey Street.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cg-17.
(A.S.)**

Resolution recognizing and commending Police Officer Robert Williams, Police Officer William Thomas, Police Officer Sheila Fitts and Police Officer Ulysses Whetstone of the Newark Police Department for exemplary gallantry and valor.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cg-18.
(A.S.)**

Resolution recognizing and commending Oscar Brown, Jr., noted singer and activist, on the distinguished occasion of his illustrious visit to the City of Newark.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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**7-R-cg-19.
(A.S.)****Resolution recognizing and commending Carlo Walton, star athlete at East Side High School.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cg-20.
(A.S.)****Resolution recognizing and commending Harold A. Kay, native of Newark, on the esteemed occasion of being selected as the new President of the Ironbound Executive Association.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cg-21.
(A.S.)****Resolution recognizing and commending Norman "Geech" Grier, native Newarker, on the esteem occasion of his retirement from the International Long Shoremen's Local 1233 after 44 years of faithful and meritorious service.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cg-22.
(A.S.)****Resolution recognizing and commending City National Bank of New Jersey.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cg-23-a. Resolution recognizing and commending Mr. Boyd V. May.
(A.S.)**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cg-23-b.
(A.S.)****Resolution recognizing and commending Mrs. Jimmie Lee Armstead.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-cg-24.
(A.S.)****Resolution recognizing and commending Givens Chrysler-Plymouth Automobile Dealership.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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7-R-cg-25.
(A.S.)

Resolution recognizing and commending Sarah Lee Frierson, lead singer of the renowned Frierson Singers, on the distinguished occasion of an appreciation service, held in her honor on Sunday, April 21, 1991, at Fellowship Baptist Church.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ch.
(A.S.)

Resolution declaring April, 1991 as "Child Abuse Prevention Month" within the City of Newark, New Jersey.

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ci.
(A.S.)

Resolution authorizing Business Administrator and Director of Finance to request Director of Local Government Services, Department of Community Affairs to exempt the City from State Fiscal Year and be permitted to continue using calendar year as its Fiscal Year.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cj.
(A.S.)

Resolution authorizing Mayor and Director of Engineering to execute Contract 91-07, Clinton Reservoir Rehabilitation, with J. Fletcher Creamer and Son, Inc., 101 East Broadway, Hackensack, New Jersey 07601, lowest responsible bid, for total sum of \$1,137,552.; project shall be completed within 276 days from Notice to Proceed; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$9,200.; funds provided by Bond Ordinance 6-S & F-o, October 21, 1985.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ck.
(A.S.)

Resolution declaring the week of April 22, 1991 as "Environmental Shoppers Week."

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cl.
(A.S.)

Resolution approving constable bond in the amount of \$1,000., issued to Azzezuddin S. Muhammad, as to form, amount and sufficiency.

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-cm.
(A.S.)** Resolution amending Resolution 7-R-ck (A.S.), March 6, 1991, authorizing Newark Economic Development Corporation to submit an application to Urban Enterprise Zone Authority, for purpose of expanding City's Enterprise Zone to include thirteen commercial corridors by increasing the boundaries as per attached map.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cn.
(A.S.)** Resolution appointing (5) Five Special Police Officers for year ending December 1991. (William Jordan, Elmer King, Ehab Sabree, Rodger Lee and Louis Walker)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-co.
(A.S.)** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with the American Friends Service Committee, Inc., for the provision of counseling and social services to inmates and their families, for period May 1, 1990 to April 30, 1991, in amount of \$25,000.; funds provided through HCDA, Year XVI.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cp.
(A.S.)** Resolution ratifying and authorizing Mayor and Business Administrator to execute labor agreement with Newark Deputy Police Chiefs' Association, for period January 1, 1990 through December 31, 1993; pursuant to N.J.S.A. 34:13A-1 et seq. (1990-6.25%; 1991-6.25%; 1992-6.25%; 1993-6.25%)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cq.
(A.S.)** Resolution designating May 7, 1991, as "Vietnam Veterans' Remembrance Day."

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cr.
(A.S.)** Resolution authorizing Director of Finance to issue check in amount of \$46,092.50, net pay, payable to the law firm of C. Robert Sarcone, P.A., 39 Lackawanna Plaza, Bloomfield, New Jersey 07003, and Dante Milano, Corporation Counsel deems it be in the City's best interest to pay award, but to litigate the unresolved matter of attorney's fees, Mr. Milano appealed layoff by the City in October, 1984, Appellate Division of Superior Court affirmed Merit Surplus Board Decision reinstating Mr. Milano to position of Real Estate Director.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite Corporation Counsel Grant to meet with the Council at a future special conference was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-cs.
(A.S.)** **Temporary emergency resolution appropriating \$50,000., Capital Improvements, Purchase of Essex County College's Tennis Facility; said emergency funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ct.
(A.S.)** **Temporary emergency resolution appropriating \$800,000., Department of Health and Human Services, Community Health, Miscellaneous, Emergency Medical Services; said emergency funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cu.
(A.S.)** **Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds in amount of \$497,987.49, from New Jersey State Department of Education, for Child Care Food Program, for period October 1, 1990 to September 30, 1991.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cv.
(A.S.)** **Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Newark Performing Arts Corporation, Inc., (a.k.a. Newark Symphony Hall) for period June 1, 1990 through May 31, 1991, for provision of cultural services to Newark-based arts organizations and the community-at-large, in amount of \$150,000. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law (N.J.S.A. 40A:11-5 (1)(a)(ii))**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cw.
(A.S.)** **Resolution authorizing Mayor to execute contract for purchase of tennis facility located at 417-459 Dr. Martin Luther King, Jr. Boulevard, from New Jersey Sports and Tennis Foundation, Inc., (owner), for sum of \$50,000., for recreational purposes, pursuant to N.J.S.A. 40A:12-5(a)(1). (Central Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution contingent upon receipt of certification of funds was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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7-R-cx. Resolution requesting and authorizing Mayor and Acting Director of Health and Human Service enter into and execute contract with Nick Bolletieri Tennis Academy, for period of recreational services to youth and adults of the City of Newark, in amount of \$200,000. (\$50,000 provided in temporary budget, additional funds will be provided in 1991 budget) (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law (N.J.S.A. 40A:11-5 (1)(a)(ii))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Council Member Harris, through the Chair, directed the City Clerk to once again communicate with Business Administrator Monteilh requesting certain information on this resolution.

7-R-cy. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$460,000., Department of Law (Investigative Study).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cz. Temporary emergency resolution appropriating \$460,000., Miscellaneous Revenue, Affirmative Action, Investigative Study; said funds shall be provided in 1991 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-da. Temporary emergency resolution appropriating \$2,547,045., Water Utility, Water Supply, Other Expenses, Miscellaneous, Real Estate Taxes-\$540,000.; Excess Water Diversion-\$45,000.; New Jersey Water Testing Tax Levy-\$80,000.; New Jersey Department of Environmental Protection Permit Fees-\$5,000.; New Jersey Annual Operation Fee-\$5,600.; Water Utility, Unclassified Operations, Wanaque-Ramapo Maintenance and Operation Fee-\$1,061,708. and Wanaque South-\$809,737, totalling \$2,547,045; said funds shall be provided in 1991 budget. (Funds needed to make payment due May 1, 1991)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-db. Temporary emergency resolution appropriating \$12,000., Department of Administration, Division of Personnel, Miscellaneous; said funds shall be provided in 1991 budget. (For Employees Awards Program)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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**7-R-dc.
(A.S.)** **Resolution authorizing Director of Finance to refund purchase price of listed Tax Liens from prior Municipal Tax Sales during period 1985 to 1990, \$1,166.32 to outside buyers on annexed Exhibit; principal amount will be withdrawn from account #026-BS-4607; interest amount will be withdrawn from account #011-21-2001-9537.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-dd.
(A.S.)** **Resolution authorizing Corporation Counsel and Tax Collector to enter into (partial) "Consent Order to Vacate" foreclosure judgement with each previous "Owner of Record" indicated on annexed list.**

(651-655 Mt. Prospect Avenue, 111-115 Hudson Street, 353 New Street, 355 New Street, 25-27 Roseville Avenue, 237-239 Lyons Avenue 74-76 Shephard Avenue, 336-340 Central Avenue, 105-109 Hudson Street, 110-116 Dewey Street, 76 South 13th Street, 428 Jelliff Avenue, 104 South Orange Avenue, 349 Ellery Avenue, 586 South 11th Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-de.
(A.S.)** **Resolution authorizing Director of Finance to refund purchase price of listed Tax Liens from prior Municipal Tax Sales from November 21, 1988 Municipal Tax Sale, \$10,843.90, to outside buyers on annexed exhibit; principal amount will be withdrawn from account #026-BS-4607 and 4637; interest amount will be withdrawn from account #011-21-2001-9537.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-df.
(A.S.)** **Resolution authorizing Tax Collector to cancel 1926 Tax balance of \$40.04, plus \$21.26 interest and cash of 1941 Municipal Tax Sale.**

(Block and Lot no longer exist)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-dg.
(A.S.)** **Resolution authorizing Tax Collector to adjust and cancel from the books and records, taxes in amount of \$50. for year 1984, Block 4140.01, Lot 50; pursuant to N.J.S.A. 54:5-17.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-dh.
(A.S.) Resolution authorizing Director of Finance to refund purchase price of listed Tax Liens from prior Municipal Tax Sales from November 21, 1989, Municipal Tax Sale, \$7,994.16, to outside buyers on annexed Exhibit; principal amount will be withdrawn from account #026-BS-4607; interest amount will be withdrawn from account #011-21-2001-9537.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-di.
(A.S.) Resolution authorizing Director of Finance to refund to Ioan Rus, sum of \$184., interest due pursuant to purchase at Municipal Tax Sale and Stipulation of Settlement entered into between Mr. Rus and City of Newark; interest to be paid from Judgment Account #011-210-200101-A-9336.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

MOTIONS.

- 7-M-a. A MOTION RECOGNIZING AND COMMENDING REPS. ALAN WHEAT OF MISSOURI AND BYRON DORGAN OF NORTH DAKOTA, AS THE KEY SPONSORS OF THE HORN OF AFRICA RECOVERY AND FOOD SECURITY ACT OF 1991 (H.R. 1454) was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-M-b. A MOTION SUPPORTING TWO ASSEMBLY BILLS (A-3732 AND A-4614) AIMED AT INCREASING THE SAFETY OF PUPILS RIDING SCHOOL BUSES, INCLUDING THAT THEY WEAR SEAT BELTS, BILL A-3732 IS THE SAFETY SEAT-BELT MEASURE AND A-4614 WOULD REQUIRE SAFETY TRAINING FOR FIRST-YEAR BUS OPERATORS AND FOR STUDENTS IN KINDERGARTEN THROUGH FIRST GRADE. A-4624 WILL ALSO REQUIRE SAFETY EQUIPMENT ON BUSES I.E. ESCAPE FEATURES AND FIRE RETARDANT SEATS was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-M-c. A MOTION RECOGNIZING AND COMMENDING THE SCIENCE, WEST SIDE AND MALCOLM X. SHABAZZ HIGH SCHOOL DEBATING TEAMS IN PLACING FIRST, SECOND AND THIRD, RESPECTIVELY, IN THE RECENT ANNUAL SETON HALL LAW SCHOOL MENTOR MOOT COURT COMPETITIONS was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-d.** A MOTION RECOGNIZING AND COMMENDING THE PRUDENTIAL FOUNDATION OF THE PRUDENTIAL INSURANCE COMPANY OF AMERICA, IN GRANTING THE NEWARK DEPARTMENT OF HEALTH AND HUMAN SERVICES, AND THE UNIVERSITY OF MEDICINE AND DENTISTRY OF NEW JERSEY'S NEWARK-BASED WIC PROGRAM, MONIES TOWARDS THEIR ONGOING EFFORTS IN SERVING LOW-INCOME WOMEN AND CHILDREN IN THE AREAS OF HEALTH CARE, NUTRITION AND COUNSELLING was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-e.** A MOTION ENDORSING AND SUPPORTING STATE SENATE BILL S-2066, NOW BEFORE THE ASSEMBLY, WHICH WOULD MAKE NEW JERSEY THE FIRST STATE IN THE NATION TO REQUIRE TRAINING FOR ALL FEDERAL PUBLIC HOUSING AUTHORITY COMMISSIONERS AND EXECUTIVE DIRECTORS was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-f.** A MOTION RECOGNIZING AND COMMENDING RUTGERS UNIVERSITY-NEWARK HISTORIANS DR. CLEMENT A. PRICE AND OLGA JIMENEZ-WAGENHEIM IN BEING CITED AS "OUTSTANDING TEACHERS OF THE YEAR" BY THE UNIVERSITY COLLEGE AND NEWARK COLLEGE OF ARTS AND SCIENCES ALUMNI ASSOCIATIONS was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-g.** A MOTION RECOGNIZING AND COMMENDING MS. ANITA DICKENS OF NEWARK'S WEST SIDE HIGH SCHOOL ON BEING NAMED TO THE SECOND TEAM OF THE NEWARK STAR LEDGER'S 1991 GROUP 3, ALL STATE GIRLS' BASKETBALL TEAM was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-h.** A MOTION ENDORSING AND SUPPORTING THE STUDENT-ATHLETE RIGHT-TO-KNOW ACT (PUBLIC LAW 101-542), SPONSORED BY U.S. SENATOR BILL BRADLEY was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-i.** A MOTION RECOGNIZING AND COMMENDING U.S. SENATOR FRANK LAUTENBERG, AS THE KEY SPONSOR OF A CONGRESSIONAL BILL THAT WOULD ALLOCATE \$2.1 MILLION TO THE CITY OF NEWARK IN ITS ONGOING FIGHT AGAINST AIDS was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-j.** A MOTION COMMENDING U.S. SENATORS FRANK LAUTENBERG AND BILL BRADLEY AND U.S. REPRESENTATIVE DONALD PAYNE, IN BEING CITED AS "CONSUMER HEROES" BY THE CONSUMER FEDERATION OF AMERICA, FOR THEIR OUTSTANDING AND FAVORABLE 1990 LEGISLATIVE INITIATIVES ON SUCH CONSUMER - RELATED ISSUES AS HEALTH AND SAFETY, NUTRITION AND HOUSING was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-k.** A MOTION RECOGNIZING AND COMMENDING THE APPOINTMENT OF MR. HAROLD HENDERSON, AN ATTORNEY, AS EXECUTIVE VICE PRESIDENT OF LABOR RELATIONS OF THE NATIONAL FOOTBALL LEAGUES. MR. HENDERSON BECOMES THE HIGHEST RANKING BLACK IN THE NFL'S 72-YEAR HISTORY was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-l.** A MOTION REGRETTING THAT THE FIRST FIDELITY BANK, N.A., NEW JERSEY, DUE TO MERGERS AND ACQUISITIONS, WILL CLOSE ITS HAYES CIRCLE BRANCH, BUT COMMENDING THE BANK IN MAKING A SOUND AND MEANINGFUL DECISION TO RETAIN OPERATION OF ITS NEARBY LINCOLN PARK BRANCH was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-m.** A MOTION REQUESTING H.R. EDWARDS AND ASSOCIATES TO PUBLISH THE BENEFITS OF THE RECENTLY REVISED ENTERPRISE ZONE IN A FUTURE EDITION OF THE COUNCIL MONITOR was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-n.** A MOTION URGING THE ADMINISTRATION TO CONTINUE TO WORK IN CONJUNCTION WITH REPRESENTATIVES FROM THE UPPER UNIVERSITY HOUSING DEVELOPMENT IN LOCATING FUNDS FOR THE COMPLETION OF THE REMAINING LOW/MODERATE INCOME UNITS WHICH ARE UNDER CONSTRUCTION IN THE AREA OF 16TH AND FAIRMONT AVENUES IN NEWARK was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-o.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. BLANCHE SYKES OF NEWARK was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-p.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ANTONIO THOMAS OF NEWARK was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-q.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. RALPH SORRENTINO OF NEWARK was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-r.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MAJOR F. VANDIVER OF NEWARK was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-s.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. FRANK DELLAGUZZO, SR., OF NEWARK was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-t.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. RUBY THACKER OF NEWARK was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-u.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. FRANK LANGELLA OF SOUTH ORANGE, PRESIDENT OF THE NEWARK-BASED BAYONNE BARREL AND DRUM COMPANY AND FATHER OF NOTED ACTOR FRANK LANGELLA, JR. was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-v.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES L. JONES OF NEWARK was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-w.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. QUENTIN K. HINES OF NEWARK was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-x.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. PATRICIA FAITH WILLIAMS OF NEWARK was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-y.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ANN C. COPELAND OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-z.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CARTEZ "FRANK" PINE OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-ba.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LILLIAN P. HUMPHREY OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bb.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARCENE REDD OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-bc. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DEACON JAMES MCCOY OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bd. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. BETTY AIKENS OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-be. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. BRUNO J. BARILLARI, SR., FORMER INSPECTOR WITH THE NEWARK POLICE DEPARTMENT** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bf. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. THOMAS J. ACCOMANDO OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bg. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. NETTIE HORNE OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bh. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GEORGE H. MCLEOD OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bi. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MAUDE P. PATTERSON OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bj. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MABLE MELVIN** was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bk. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIAM EWING, JR.**, was made by the Council of the Whole and declared adopted by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-b1. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING AT THE PASSING OF MRS. VIVIAN B. BAKER OF NEWARK** was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bm. A MOTION STRONGLY URGING THE FEDERAL COMMUNICATIONS COMMISSION AND THE FEDERAL TRADE COMMISSION TO STRICTLY REGULATE THE MARKETING AND USE OF 900 TELEPHONE NUMBERS FOR THE PROTECTION OF THOSE CONSUMERS WHO MAY NOT BE FULLY AWARE OF THE COSTS ASSOCIATED WITH SAID TELEPHONE NUMBERS** was made by Council Member Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bn. A MOTION REQUESTING THE ADMINISTRATION TO REESTABLISH THE FUNDING FOR UNITED COMMUNITY CORPORATION SO THAT UCC CAN CONTINUE TO SHELTER AND FEED THE HOMELESS** was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a.** The City Clerk presented Communication from Business Administrator Monteilh, received February 25, 1991, enclosing proposed "Ordinance to grant five (5) years of tax abatement for a commercial improvement erected on premises known as 261-289 Fabyan Place, Block 3086, Lot 24 (36) on the Official Tax Map (Year 1990) of the City of Newark, New Jersey." (Sanford Nalitt)
(South Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the May 1, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Martinez.
- 8-b.** The City Clerk presented Proposed "Ordinance amending Title 22, Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, adding a new Chapter 21B, Posting of Promotional Signs, (By prohibiting the posting of promotional signs on any public property and establishing rules for the posting on private property)"
(Copy of ordinance submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the May 1, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Martinez.

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- 8-c. The City Clerk presented Communication from Business Administrator Monteilh, received April 8, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the titles of Code Enforcement Officer and Lead Poisoning Inspector in the Department of Health and Human Services)."

(Code Enforcement Officer 1 1/1/91 \$24,332.10 - \$29,022.65
(40 Hours)

Lead Poisoning Inspector 1 1/1/91 24,332.10 - 29,022.65
(40 Hours))

(Creating two titles in Department of Health and Human Services to accommodate transfer of duties from Land Use Control. Represented by AFSCME Local 2299 - Inspectors)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 1, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Martinez.

- 8-d. The City Clerk presented Communication from Acting Business Administrator Grant, received April 9, 1991, enclosing proposed "Ordinance to amend Title 27, Zoning, Chapter 3, Section 44 and Chapter 4, Section 7, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To prohibit non-automatic auto laundries and to make such laundries conditional uses)."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Central Planning Board)

A motion directing the City Clerk to place this ordinance on the May 1, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Martinez.

- 8-e. The City Clerk presented Communication from Acting Business Administrator Grant, received April 9, 1991, enclosing proposed "Ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Warren Street as a through street." (Central Ward)

(Warren Street, between Norfolk Street and Lock Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the May 1, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Martinez.

- 8-f. The City Clerk presented Communication from Acting Business Administrator Grant, received April 9, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Police (Non-Uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977, and amendments thereto (To create the title of Riding Instructor and to abolish the title of Horse Handler/Trainer in the Department of Police)."

(Riding Instructor 1 1/1/91 \$20,978.23 - \$25,498.22
(40 Hours))

(Creating new title and abolishing old in Police Department as result of New Jersey Department of Personnel reclassification. No salary change. Represented by Newark Council 21, Civil Service Association).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 1, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Martinez.

- 8-g. The City Clerk presented Communication from Business Administrator Monteilh, received March 22, 1991, enclosing proposed "Ordinance to grant five (5) years of tax abatement for a commercial improvement erected on premises known as 334-350 West Market Street, Block 1834, Lot 1.01 on the Official Tax Map (Year 1991) of the City of Newark, New Jersey." (Herbert and Judith Clay)
(West Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by changing the annual service charge formula from fifteen percent (15%) of the gross revenues to two (2%) of the total project costs was made by Council Member Harris, seconded by Council Member Rice and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

A motion directing the City Clerk to place this ordinance, as amended, on the May 1, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Martinez.

- 8-h. The City Clerk presented Proposed "Ordinance to amend Ordinance 6-S & F-k, amending and supplementing Title 2, Administration, Department of Land Use Control, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Amending ordinance 6-S & F-k (S-1) July 16, 1986, enabling the Department of Land Use Control, Division of Inspection to enforce the provision of the Hotel and Multiple Dwellings Law, N.J.S.A. 55:13A-3 et seq.)"
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 1, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Martinez.

- 8-i. (A.S.) Proposed, "Ordinance amending Sections 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Broad Street, East Side, from Franklin Street to Green Street."
(Broad Street - East Side, between Franklin Street and Green Street, between the hours of 3:00 p.m. to 9:00 a.m., except that only authorized vehicles registered to the City of Newark shall be permitted to park during the hours of 9:00 a.m. to 3:00 p.m.)
(Approval not required by Department of Transportation)
(For action on this item, see Ordinance 6-F-m (A.S.) on page 8 in the minutes)

- 8-j. (A.S.) From Business Administrator Monteilh, received April 17, 1991, enclosing proposed "Ordinance authorizing the execution of a lease between the City of Newark, owner and the Emanuel Church of Christ, for premises known as 6-8 Livingston Street and 47-51 Springfield Avenue, Block 2520, Lots 60-62, for sum of \$4,550., for period May 1, 1991 to April 30, 1992 (for a term renewable yearly for period of at least twenty years); pursuant to N.J.S.A. 40A:12-13(c)" (Central Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

(For action on this item see Ordinance 6-F-n (A.S.) on page 9 in the minutes of this meeting)

Petitions.

None.

1202
April 17, 1991

PENDING BUSINESS ON THE AGENDA.

- 9-a. Proposed "Ordinance amending the Charter of the City of Newark, New Jersey, by the abandonment of the Run-Off Elections; pursuant to the provisions of N.J.S.A. 40:45-21. (Placing on a public referendum at the General Election of November 5, 1991, for Newark citizens to vote on the elimination of Municipal Run-Off Elections)."

Council Member Martinez read the following statement:

As you know the City of Newark experiences a run-off election as a result of the May Municipal election every four years. However, the reduced voter turnout for the run-off election is a clear demonstration of a growing lack of interest on the part of the public. In a year with a run-off election the public is confronted with a School Board election in April, a Municipal election in May, a primary election in June followed two weeks later by a run-off. All in a period of approximately six weeks.

I have been contacted by residents from across the city who have indicated their desire to see run-offs eliminated. As shown by the results of such election in most cases the results are the same. However, the period between the Municipal and run-off election creates an atmosphere of divisiveness and tension that is both unwarranted and unnecessary, beside being expensive.

The cost for each election to the City of Newark is approximately \$250,000.00. This is money that could be used for many other concerns in the community. At this time given cuts in federal funding, cuts in state funding, increases in garbage disposal costs, sewage disposal, water costs, homelessness and crime, money is a critical issue. I am sure that \$250,000.00 could be used to address these critical concerns.

New Jersey statute allows the Newark Municipal Council to place the question of continuing the run-off election process or eliminating it on the ballot for the general election in November. Such a move on the part of the Council would permit the public to decide the issue. I am of the opinion that it is the public and not elected officials, for whatever reason they might have, that should represent the voice of government. The people should be heard on this important issue.

At the public meeting on April 3, 1991, I introduced an ordinance that would have placed the issue before the public. However, the vote was four (4) in favor, four (4) opposed and one (1) abstention resulting in a failure to pass. This action denied the people an opportunity to be heard. At a subsequent meeting on April 7, 1991 the issue again failed to pass.

State law also provides in the absence of a decision by the elected officials the public may through a petition by registered voters bring a question to the ballot. To accomplish this the public must collect enough signatures of registered voters equaling ten percent (10%) of the total rates in the last general election for members of the New Jersey General Assembly. The petitions must be filed with the Newark City Clerk prior to August 31, 1991. If the petitions are ruled valid by the clerk the question will appear on the November ballot.

I am of the opinion and many residents agree that, whether or not the answer is yes or no, the public has a right to be heard on this issue. Nine individuals should not be allowed to prevent a full public debate of this issue and resolution.

1203
April 17, 1991

A committee has been formed to circulate the petitions throughout the City of Newark and place this question on the November ballot for a vote. Enclosed for your consideration is a copy of the petition and the State statute giving (YOU) the right as a registered voter to make the final decision. Let your vote be heard, please sign the petition and return it to the address indicated before August 1, 1991. With your assistance the voice of the people will be heard.

I look forward to your assistance on this issue.

A motion directing the City Clerk to place this ordinance on the May 1, 1991 Agenda of the Municipal Council for first reading was made by Council Member Martinez, seconded by Council Member Carrino and failed of adoption by the following votes by the following votes:

Yes: Council Members Branch, Carrino, Martinez, Villani.
No: Council Members Bradley, Rice, Tucker, President Grant.
Absent During Roll Call: Council Member Harris.

A motion to table the ordinance was made by Council Member Rice, seconded by President Grant and failed of adoption by the following votes:

Yes: Council Members Bradley, Rice, Tucker, President Grant.
No: Council Members Branch, Carrino, Martinez, Villani.
Absent During Roll Call: Council Member Harris.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from March 22, 1991, to April 8, 1991:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Combined Societies of St. Patricks | 10445 (Amended) |
| St. Benedict Booster Club | 10467 |
| Parent Association of St. Benedict Elementary School | 10471 |

RAFFLE LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Immaculate Conception Church Rosary Society | 10466 |
| Combined Societies of St. Patrick's | 10468 |
| Newark Branch N.A.A.C.P. | 10469 |
| Ironbound Optimist Club of Newark, New Jersey | 10470 |
| St. Casimir's Roman Catholic Church | 10472 |
| Cancer Care/New Jersey | 10473 |

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Harris.

Council Member Branch, through the Chair, directed the City Clerk to invite Business Administrator Monteilh and Engineering Director Zach to meet with the Council at its Special Conference, April 23, 1991, to discuss Douglas Harrison Park.

1204

April 17, 1991

The Ward Council Members, through the Chair, directed the City Clerk to communicate with Manager James, Office of Boards stating that there are sufficient areas in the City which are zoned for commercial purposes and requesting the Board use its authority to discourage the practice of conversion of basements into office space.

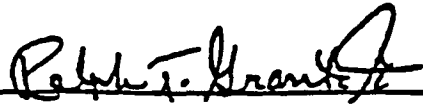
- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Council Member Harris.

This meeting adjourned at 12:02 A.M., Thursday, April 18, 1991.

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

1205
Newark, New Jersey, April 23, 1991

A special meeting of the Municipal Council of the City of Newark, New Jersey, scheduled on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey.

City Clerk Marasco called the meeting to order at 2:00 P.M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Councilmen Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

City Clerk Marasco read letter dated April 18, 1991, from Council President Ralph T. Grant, Jr., calling a special meeting of the Newark Municipal Council for Tuesday, April 23, 1991, at 12 Noon, or as soon thereafter as practical, to be held in the Council Chamber, Second Floor, City Hall, Newark, New Jersey to consider the following legislation:

Ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title, Definitions, Section 1, Short Title, Definitions, Paragraph (C).....By adding the definition of Congregate Living Arrangements.
(6-Ph, S & F-a, deferred April 17, 1991 - Public Hearing Closed.)

Ordinance to amend Title 27, Zoning.....to prohibit facilities which provide congregate living arrangements within all Residence Districts and First Business Districts and to permit such facilities as a conditional use in all other Business Districts and Industrial Districts.
(6-Ph, S & F-b, deferred April 17, 1991 - Public Hearing Closed.)

City Clerk Marasco further read letter dated April 19, 1991, from Council President Ralph T. Grant, Jr., requesting the following be added to the call of the special meeting of the Newark Municipal Council, for Tuesday, April 23, 1991, at 12 Noon, or as soon thereafter as practical, to consider the following legislation:

Resolution by the Newark Municipal Council recommending proposals to the Newark Ward Commissioners for the re-drawing of Newark's Ward Boundaries per result of the 1990 Federal census.

The City Clerk stated since no legislation was received, no action would be required on the above-entitled resolution.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on April 18 and 19, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco, citing the Administrative Code of the City, stated "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another day or hour.'"

The City Clerk noted that the items dealing with Congregate Living Arrangements will be placed on the agenda of the regular meeting of May 1, 1991, under Ordinances on Second Reading and Final Passage.

This meeting adjourned at 2:01 P. M.

APPROVED:



Robert P. Marasco
City Clerk

1206

Newark, New Jersey, May 1, 1991

Prior to the regularly scheduled meeting various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:20 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Benjamin Piazza, St. Francis Xavier Church.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Valerie Peoples, Public Relations Consultant Lois Redisch and Lucy Gracie Brown representing Harold Edwards, Lieutenant James Reed, Sergeant-At-Arms.

Absent: Council Member Villani.

(Council Member Villani arrived 1:33 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council."

In addition, the agenda of this meeting was disseminated on April 24, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented **1990 Annual Report of Office of Affirmative Action.**
(Copy submitted to each Member of the Council)

A motion that the Annual Report be received and placed on file was made by the Council of the Whole adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, President Grant.

Absent: Council Member Villani.

- 4-b. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority of the City of Newark, held March 11, 1991.**

A motion that the Copy of Minutes be received was made by Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, President Grant.

Absent: Council Member Villani.

- 4-c. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority of the City of Newark, held March 21, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, President Grant.

Absent: Council Member Villani.

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- 4-d. The City Clerk presented Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held March 21, 1991.

A motion that the Copy of Minutes be received was made by the Council of the Whole and declared adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, President Grant.

Absent: Council Member Villani.

- 4-e. The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held March 21, 1991.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, President Grant.

Absent: Council Member Villani.

- 4-f. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque North, held March 15, 1991.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, President Grant.

Absent: Council Member Villani.

- 4-g. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque South, held March 15, 1991.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, President Grant.

Absent: Council Member Villani.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

- 6-F-a. The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Oliver Street and Van Buren Street.

(Oliver Street and Van Buren Street:

Stop Signs shall be installed on all approaches.)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

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6-F-b.

The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by designating River Street as a one-way Street.**

(Deleting:

River Street, Westbound, from Raymond Boulevard to McCarter Highway)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

6-F-c.

The City Clerk read **An ordinance to grant five (5) years of tax abatement for a commercial improvement erected on premises known as 261-289 Fabyan Place, Block 3086, Lot 24 (36) on the Official Tax Map (Year 1990) of the City of Newark, New Jersey. (Sanford Nalitt)**

(South Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

President Grant: The yeses are seven, the noes are none, one absent during roll call and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 15, 1991.

6-F-d.

The City Clerk read **An ordinance amending Title 22, Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, adding a new Chapter 21B, Posting of Promotional Signs, (By prohibiting the posting of promotional signs on any public property and establishing rules for the posting on private property)**

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

President Grant: The yeses are seven, the noes are none, one absent during roll call and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 15, 1991.

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- 6-F-e. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the titles of Code Enforcement Officer and Lead Poisoning Inspector in the Department of Health and Human Services).

(Code Enforcement Officer 1 1/1/91 \$24,332.10 - \$29,022.65
(40 Hours)

Lead Poisoning Inspector 1 1/1/91 24,332.10 - 29,022.65
(40 Hours))

(Creating two titles in Department of Health and Human Services to accommodate transfer of duties from Land Use Control. Represented by AFSCME Local 2299 - Inspectors)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

President Grant: The yeses are seven, the noes are none, one absent during roll call and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 15, 1991.

- 6-F-f. The City Clerk read An ordinance to amend Title 27, Zoning, Chapter 3, Section 44 and Chapter 4, Section 7, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To prohibit non-automatic auto laundries and to make such laundries conditional uses).

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Central Planning Board)

A motion to defer action on the ordinance awaiting approval of Central Planning Board was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

- 6-F-g. The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Warren Street as a through street. (Central Ward)

(Warren Street, between Norfolk Street and Lock Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

6-F-h.

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977, and amendments thereto (To create the title of Riding Instructor and to abolish the title of Horse Handler/Trainer in the Department of Police).**

(Riding Instructor 1 1/1/91 \$20,978.23 - \$25,498.22
(40 Hours))

(Creating new title and abolishing old in Police Department as result of New Jersey Department of Personnel reclassification. No salary change. Represented by Newark Council 21, Civil Service Association).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, President Grant.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

President Grant: The yeses are seven, the noes are none, one absent during roll call and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 15, 1991.

6-F-i.

The City Clerk read **An ordinance to grant five (5) years of tax abatement for a commercial improvement erected on premises known as 334-350 West Market Street, Block 1834, Lot 1.01 on the Official Tax Map (Year 1991) of the City of Newark, New Jersey. (Herbert and Judith Clay)**

(West Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, President Grant.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Villani.

President Grant: The yeses are seven, the noes are none, one absent during roll call and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 15, 1991.

6-F-j.

The City Clerk read **An ordinance to amend Ordinance 6-S & F-k, amending and supplementing Title 2, Administration, Department of Land Use Control, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Amending ordinance 6-S & F-k (S-1) July 16, 1986, enabling the Department of Land Use Control, Division of Inspection to enforce the provision of the Hotel and Multiple Dwellings Law, N.J.S.A. 55:13A-3 et seq.)**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, President Grant.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Villani.

President Grant: The yeses are seven, the noes are none, one absent during roll call and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 15, 1991.

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A motion to consider Item 8-d on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, President Grant.

Absent: Council Member Villani.

6-F-k.

The City Clerk read Ordinance approving the purchase of premises commonly known as Block 44, Lots 33, 35, 36, 37, 40, 42, 43, 44 and 45 (Central Ward) from the Housing Authority of the City of Newark for a nominal consideration pursuant to the provisions of N.J.S.A. 40A:12-5 (a)(1).

(\$1. - Various addresses on Eagle, James, Burnett and Bruce Streets)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, President Grant.

Absent: Council Member Villani.

President Grant: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 15, 1991.

A motion to consider Item 8-e on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, President Grant.

Absent: Council Member Villani.

6-F-l.

The City Clerk read Ordinance approving the purchase of premises commonly known as Wallace Park, Newark, New Jersey, Block 420, Lot 1.02 (Central Ward) from the Housing Authority of the City of Newark for a consideration pursuant to the provision of N.J.S.A. 40A:12-5 (a)(1). (\$11,450.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, President Grant.

Absent: Council Member Villani.

President Grant: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 15, 1991.

A motion to consider Item 8-l on Ordinances on First Reading was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, President Grant.

Absent: Council Member Villani.

6-F-m.

The City Clerk read An ordinance to amend Title 10, Finance and Taxation, Chapter 15, to delete references to Conversions and Alterations and to require applicants to submit proofs of Owner-Occupancy and Construction costs.

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by President Grant.

A lengthy discussion was held by the Members of the Municipal Council.

The motion was declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, President Grant.

Absent: Council Member Villani.

President Grant: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 15, 1991.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 24, Transportation, Chapter 1, Taxicabs, Sections 1, 3, 4, 9, 10, 25, 54 and 59, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By providing for more rules and regulations for Taxicab Operators, to raise the current Taxicab Rates and Imposing Penalties for Violations thereof.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the City of Newark has been empowered by State Statute to regulate the Taxicab Industry within its own municipal borders in order to protect the safety and welfare of the public; and

WHEREAS, the Taxicab Commission has determined that it is necessary to raise the current taxicab rates and to make other changes pertaining to definitions, taxicab license required, application for taxicab license, condition precedent to issuance of license, minimum qualifications and civil penalties in order to provide for improved service for the Taxicab-riding public.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. Sections 1,3,4,9,10,54 and 59 of Title 24, Transportation of Chapter 1, Taxicabs, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and are hereby amended to read in their entirety as follows:

24:1-1 - DEFINITIONS

OPERATIONS - conducting a taxi service in the City of Newark which shall include receiving passengers in the City of Newark and regularly discharging passengers in the City of Newark that originate in other jurisdictions.

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24:1-3 - TAXICAB LICENSE REQUIRED

No person shall operate or permit a taxicab owned or controlled by him to operate as a taxicab upon the streets of the City of Newark without first having obtained a taxicab license and/or a license renewal from the Manager, after review by the Taxicab Commission.

"It shall be unlawful or a violation of this chapter for taxicabs licensed in other municipalities or state to receive passengers in the City of Newark and regularly discharging passengers originating in other municipalities or states in the City of Newark without obtaining a license from the Manager, Division of Taxicabs."

ADDITIONS INDICATED BY UNDERLINE

24:1-4 - APPLICATION FOR TAXICAB LICENSE; CONTENT; RENEWAL

(a) An application for taxicab license shall be filed with the Manager upon forms provided by the City. Said application shall be verified under oath and shall contain the following information:

* * * * *

(c) All summonses issued under Title 24. (Transportation) or Title 39 (State), during the calendar year must be settled in full prior to the issuance of a current license.

24:1-9 - CONDITION PRECEDENT TO ISSUANCE OF LICENSE

(a) No taxicab driver's license shall be issued to any person unless such person shall be a holder of a taxicab license or be the lessee, servant, employee or agent of such holder.

(b) No taxicab driver's license shall be issued unless the applicant, thereof has completed an annual orientation class(es), provided by the licensing agency. All drivers shall be required to attend subsequent orientation classes once every three (3) years if offered.

24:1-10 - MINIMUM QUALIFICATIONS

No taxicab driver's license shall be issued unless the applicant therefore:

(d) Is able to read, write and speak the English language.

24:1-54 - CIVIL PENALTIES

(a) All Taxicab Licenses issued under this Chapter after a hearing before the Newark Taxicab Commission may be revoked or suspended or a monetary penalty imposed by the Manager, after review of the recommendations by the Newark Taxicab Commission. The monetary penalty shall not exceed: \$150.00 for the first offense; \$300.00 for the second offense; or \$500.00 for the third or subsequent offenses. A penalty shall be imposed if the licensee:

- (1) Violated any of the provisions of this Chapter, except for violations of 24:1-2 wherein the provisions of (c) of this section shall apply;
- (2) Discontinued operations for more than 180 consecutive days;

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- (3) Violated any other ordinance of the City or laws of the State of New Jersey or the United States, the violation of which reflects unfavorable on the fitness of the licensee to offer public transportation;
- (4) Knowingly permitted his licensed taxicab to be used for any illegal or immoral purposes;
- (5) Violated any rule or regulation promulgated pursuant to this Chapter; or
- (6) Within the license year, has been found guilty of a 1st, 2nd or 3rd degree crime or their equivalent in another jurisdiction, or has knowingly permitted his taxicab to be used for any illegal or immoral purpose.

ADDITIONS INDICATED BY UNDERLINE

(b) All Taxicab Driver's licenses issued under this Chapter, after a hearing before the Newark Taxicab Commission, may be revoked or suspended or a monetary penalty imposed by the Manager, after review of the recommendations by the Newark Taxicab Commission. The monetary penalty shall not exceed: \$150.00 for the first offense; \$300.00 for the second offense; or \$500.00 for the third of subsequent offenses. A penalty shall be imposed if the licensee:

- (1) Violated any of the provisions of this Chapter, except for violations of 24:1-2 wherein the provisions of (c) of this section shall apply;
- (2) Violated any other ordinance of the City or laws of the State of New Jersey or the United States, the violation of which reflects unfavorable on the fitness of the licensee to offer public transportation;
- (3) Within the license year, has been found guilty of a 1st, 2nd or 3rd degree crime or their equivalent in another jurisdiction, or has knowingly permitted his taxicab to be used for any illegal or immoral purpose; or
- (4) Violated any rule or regulation promulgated pursuant to this Chapter.

(c) The maximum monetary penalty for violations of 24:1-2 "Insurance Requirements" shall be in an amount not to exceed \$1,000.00.

(d) Penalties imposed under this article for any violations may be imposed on the holder of the taxicab license, the taxicab driver, or both.

SECTION 2. That Title 24, Chapter 1, Section 25, Fare Rates of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended as follows:

24:1-25 - FARE RATES

It shall be unlawful for an owner or driver of a taxicab to charge or cause to be charged, except as hereinafter provided, a greater sum for the use of a taxicab than in accordance with the following rates:

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(a) Schedule of fares to computed by use of taximeter:

(1) Between points within the City:

For conveying the first one or more passengers between any 2 points within the corporate limits of the city, the rates shall be computed by use of a approved taximeter as follows:

For the first 1/8 of a mile or any fraction thereof..... \$1.25

For each additional 1/8 mile or fraction thereof..... \$0.20

For each minute of waiting time.. \$0.20

For each trunk or suitcase over 24" in length physically handled by the taxicab owner or driver and not the passenger(s).....\$1.00

(2) From points within the City, other than Newark Airport, to bordering municipalities:

For conveying one or more passengers from any point in the City of Newark, other than Newark International Airport to any point in the following municipalities, rates shall be computed by adding \$1.00 to the total shown by an approved taximeter as provided in Section 24:1-25(a) (1):

| | |
|------------------|---------------------|
| BELLEVILLE | HILLISIDE |
| BLOOMFIELD | IRVINGTON |
| EAST NEWARK | KEARNY |
| EAST ORANGE | <u>SOUTH KEARNY</u> |
| <u>ELIZABETH</u> | ORANGE |
| HARRISON | SOUTH ORANGE |

(b) Schedule of fares to be computed by flat rates:

(1) From Newark International Airport to points within the airport, to certain destinations within the City of Elizabeth and to points within various zones in the City of Newark:

ZONE 1. From Newark International Airport: To A & B Terminals, all parking lots, bus stops and North Terminal.....\$8.00

ZONE 2. From Terminals A & B: To Port Newark.....\$10.00

ZONE 3. From North Terminals: To Port Newark.....\$8.00

ZONE 4. From Newark International Airport to any point bounded on the west by Grove Street; bounded on the north by Central Avenue, and Fulton Street; bounded on the east and south by Newark city line.....\$10.00

ZONE 5. From Newark International Airport to any point bounded on the south by Central Avenue, Fulton Street and Newark city line, or bounded on the north by 7th Avenue and Clay Street to Newark city line.....\$11.00

ZONE 6. From Newark International Airport to any point north of 7th Avenue and Clay Street to Newark city line.....\$13.00

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ZONE 7. From Newark International Airport to any point west of Grove Street to Newark city line.....\$14.00

(2) From Newark International Airport to certain destinations in the City of Elizabeth

1. Sheraton (Airport).....\$10.00
2. Holiday Inn (Airport).....\$10.00
3. Vista Hotel.....\$10.00
4. Any point west of U.S. 1; north of North Avenue; east of Newark Avenue.....\$10.00
5. Any point south of North Avenue; east of U.S. 1, west of N.J. Turnpike and north of Bay Avenue..\$13.00
6. Any point west of U.S. 1 and west of Broad Street (except No. 3).....\$13.00
7. Bay Way Area.....\$15.00
8. Elizabeth Port.....\$15.00
9. Port Elizabeth.....\$15.00
10. Elmora Area.....\$15.00
11. Westminister Area.....\$15.00
12. Elizabeth Shipping Docks.....\$16.00

(3) From Newark International Airport and from any point within the city to other New Jersey municipalities:

- (i) For conveying one or more passengers from Newark International Airport to other New Jersey municipalities and for conveying one or more passengers from any point within the city to other New Jersey municipalities except those provided in Section 24:1-25(a)(2), the respective flat rates are contained on a list appended hereto and made a part hereof as if recited in full.
- (ii) For conveying a group of passengers from Newark International Airport to the downtown Newark area (Broad Street from Market Street to Central Avenue or Market Street from Washington Street to Mulberry Street) or to Newark Penn Station, the flat rates for individual passengers shall be as follows:
 - 4 passengers.....\$4.00 per person
 - 3 passengers.....\$5.00 per person
 - 2 passengers.....\$6.00 per person
 - 1 passenger.....\$10.00

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- (iii) For conveying a group of passengers from Penn Station or from downtown Newark area (Broad Street from Market Street to Central Avenue or Market Street from Washington Street to Mulberry Street) to Newark International Airport, the flat rates for individual passengers shall be as follows:

4 passengers.....\$4.00 per person
3 passengers.....\$5.00 per person
2 passengers.....\$6.00 per person
1 passenger.....\$10.00

- (4) From Newark International Airport and from any point within the City to points in New York City and vicinity:

For conveying one or more persons (in the same group) from any point in the City of Newark to the following points in the City of New York and vicinity, the respective flat rates, excluding tolls, shall be as follows:

- (i) From any point within the City to points between the Battery and West 59th Street\$30.00
(ii) From any point within the City to points between West 60th Street to West 72nd Street.....\$31.00
(iii) From any point within the City to points between West 73rd Street to West 86th Street.....\$32.00
(iv) From any point within the City to points between West 87th Street to West 96th Street.....\$34.00
(v) From any point within the City to points between West 97th Street and West 116th Street.....\$37.00
(vi) From any point within the City to points between East 117th Street to West 135th Street.....\$39.00
(vii) From any point within the City to points 136th Street to West 155th Street.....\$41.00
(viii) From any point within the City to points between West 156th Street to West 185th Street.....\$43.00
(ix) Newark to points located on east numbered streets below 14th Street there will be no additional charge.
(x) On east numbered streets above 14th Street there shall be \$2.00 more than the respective amounts provided in clauses (i through vii).

For the purpose of this ordinance the east side and west side in the Battery section from West 14th Street to Battery Park shall be separated by Broadway, and in upper Manhattan, from West 110th Street to West 145th Street by Lenox Avenue.

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(xi) Newark to LaGuardia Airport.....\$44.50

(xii) Newark to John F. Kennedy
International Airport.....\$53.50

(5) From any point within the City to New Jersey Military
Bases:

For conveying one or more persons (in the same group)
from any point in the City of Newark to the following
New Jersey military bases, the respective flat rate
shall be as follows:

Bayonne Naval Base.....\$21.00
Camp Kilmer.....\$32.00
Fort Dix.....\$68.00
Fort Hancock.....\$55.00
Fort Monmouth.....\$55.00
Lakehurst Naval A.S.\$67.00
Picatinny Arsenal.....\$44.00
Raritan Arsenal.....\$30.00

(6) From any point within the City to points within the
following zones in the boroughs of Manhattan and Queens, in
in New York City:

From conveying 2, 3, or 4 passengers not in the
same group, to any point within one of the
following three zones within the borough of
Manhattan, New York City or to one of the air-
ports in the borough of Queens, New York City,
the following flat rates shall be charged on
an individual basis, excluding tolls, as follows:

| | |
|--------------------------------|----------------------------|
| <u>ZONE 1</u> | Battery to 33rd Street |
| Passengers | Fare per passenger |
| 2 | \$16.00 |
| 3 | \$13.00 |
| 4 | \$11.00 |
| <u>ZONE 2</u> | 34th Street to 42nd Street |
| Passengers | Fare per passenger |
| 2 | \$18.00 |
| 3 | \$14.00 |
| 4 | \$13.00 |
| <u>ZONE 3</u> | 43rd Street to 65th Street |
| Passengers | Fare per passenger |
| 2 | \$19.00 |
| 3 | \$15.00 |
| 4 | \$14.00 |
| <u>John F. Kennedy Airport</u> | Fare per passenger |
| Passengers | |
| 2 | \$28.00 |
| 3 | \$20.00 |
| 4 | \$16.00 |

There will be no group riding past Zone 3 in the borough of Manhattan. In addition, there will be a \$3.00 surcharge per zone for any passenger(s) requiring separate transportation to a higher numbered zone on a single trip. In no case will a surcharge exceed \$6.00 for a single trip regardless of the number of passengers requiring the additional transportation to another zone area. Surcharges will not apply for passengers requiring separate transportation to a lower number zone. There will be no surcharge for additional stops within a particular zone.

Rates for the airports shall apply only to transportation to those airports specifically. Transportation to surrounding areas in the borough of Queens in New York City shall be charged for in accordance with subsection 24:1-25(b) (7) hereof.

(7) From Newark International Airport and from any point within the City to various points in Brooklyn, Bronx, Queens, Staten Island, Long Island and other parts of the State of New York, the State of Connecticut and Pennsylvania.

For conveying one or more passengers (in the same group) from Newark International Airport and from any point within the City to various points in Brooklyn, Bronx, Queens, Staten Island, Long Island and other parts of the State of New York, the States of Connecticut and Pennsylvania, the respective flat rates are contained on a list appended hereto as if recited in full.

(8) From any point within the City to the Meadowlands sports complex, East Rutherford, New Jersey:

For conveying 2, 3, or 4 passengers, not in the same group, to the Meadowlands Sport Complex in East Rutherford, New Jersey, the following flat rates shall be charged on an individual basis excluding tolls:

| Passengers | Fare per passenger |
|------------|--------------------|
| 2 | \$13.00 |
| 3 | \$11.00 |
| 4 | \$10.00 |

(c) For any ride, there shall be a charge for luggage as provided in Section 24:1-25(a) (1).

(d) For any ride where tolls are excluded from the fare, the passenger must pay all tolls one way, except the Verrazano Bridge, a round trip toll shall be charged.

1220
May 1, 1991

SECTION 3. Title 24, Chapter 1, Section 59, Transportation of Taxicabs of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended and supplemented as follows:

24:1-59 - NEW YORK CITY DESTINATIONS

(g) When two or more passengers enter a Taxicab at the same time from any point in the City of Newark:

(i) To LaGuardia Airport, Queens, New York

Charge per passenger if the total number of passengers is:

| | |
|---|---------|
| 2 | \$23.00 |
| 3 | \$16.00 |
| 4 | \$13.00 |

(ii) To Port Authority Bus Terminal or World Trade Center or Grand Central Station, New York

Charge per passenger if the total number of passengers is:

| | |
|---|---------|
| 2 | \$16.00 |
| 3 | \$12.00 |
| 4 | \$10.00 |

SECTION 4. This Ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

The purpose of this Ordinance is to increase the requirements for all taxicab operators, to raise the current taxicab rates and increase the penalties for violators of the Ordinance.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, President Grant.

Absent: Council Member Villani.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

1221
May 1, 1991

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Administrative Clerk in Department of Police).

(Creating title of Administrative Clerk in Department of Police to more appropriately describe duties and responsibilities of employee currently serving in title of Supervisor of Accounts. Old title common title; annual fiscal impact of approximately \$1,300. Represented by Newark Council 21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6S&FK) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

| | | | |
|----------------------|---|--------|---------------------------|
| Administrative Clerk | | | |
| 0020 (35 Hrs.) | 1 | 1/1/91 | \$22,021.17 - \$25,939.36 |

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Administrative Clerk" more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Supervisor of Accounts".

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Tucker, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, President Grant.

Absent: Council Member Villani.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

May 1, 1991

1222

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating East Kinney Street as a one-way street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

East Kinney Street
Westbound from McCarter Highway to Broad Street.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

STATEMENT: This ordinance establishes one-way street on East Kinney Street from McCarter Highway to Broad Street.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, President Grant.

Absent: Council Member Villani.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Council Member Villani arrived 1:33 P.M.)

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending "An ordinance providing for the vacation of Bleeker Street, as laid out 55 feet on the Map of Commissioners to lay out Streets, Avenues and Squares, extending from the westerly line of Colden Street to the westerly line of Summit Street" Ordinance 6-S & F-e, dated July 8, 1987 (To amend the easement reservations)

1223
May 1, 1991

WHEREAS, the Municipal Council adopted Ordinance 6S & FE on July 8, 1987 which vacated Bleeker Street from Colden Street to Summit Street; and

WHEREAS, said Ordinance Reserved to the City of Newark and to Public Service Electric and Gas Company the right of entry and easement for the entire length and total width of Bleeker Street for the purpose of relaying, rebuilding, reconstructing and maintaining their utility lines; and

WHEREAS, said Ordinance did not allow for the placing of any building or structure over the vacated street; and

WHEREAS, New Jersey Institute of Technology intends to construct a building and detention basin within the Right-of-way of Bleeker Street; and

WHEREAS, New Jersey Institute of Technology now wishes to amend Ordinance 6S & FE dated July 8, 1987 to allow for a portion of their new building and for the new detention basin to encroach within the vacated Bleeker Street.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Section 1 of Ordinance 6S & FE dated July 8, 1987 is hereby amended to read as follows: That all that portion, part and parcel of Bleeker Street, as laid out 55 feet on the map of the Commissioners to lay out streets, avenues, and squares from the Westerly line of Colden Street to the Westerly line of Summit Street shall be vacated as a public street or Right-of-way; however, reserving to the Public Service Electric and Gas Company and to the City of Newark the right of entry and easement for the entire length and total width of Bleeker Street except for section "B" and section "C" as shown on a drawing prepared by Richlan, Lupo and Pronesti dated January 17, 1991 entitled "Easement Survey of Central Avenue Project" and more fully described in descriptions respectively entitled "Proposed Building Easement (Section "B")" and "Proposed

Detention Basin Easement (Section "C")" for the purpose of relaying, rebuilding, reconstructing or maintaining their appurtenances thereto, now laid or to be laid within the above described easement reservation area for said street to be vacated. The erection, construction or placing of any building, vault or structure which will interfere with the laying, relaying, rebuilding, reconstruction or maintenance of existing or additional electric, gas and sewer utilities and their appurtenance within Bleeker Street are prohibited and contrary to this Ordinance except within sections "B" and "C" as stated above. The drawing and description are hereto attached and made a part hereof.

All is as shown on a map prepared under the direction of this council, which map is hereto attached and made a part hereof and a copy of which map, known and designated as map no. 1789-V, dated 5 May, 1987 is on file in the office of the Director, Department of Engineering.

Section 2. This Ordinance shall take effect upon Publication and Passage according to law.

STATEMENT

This Ordinance amends Ordinance 6S & FE adopted on July 8, 1987, which vacated Bleeker Street, by amending the easement reservation to allow for a portion of a new building to be constructed within the easement reservation area.

1224
May 1, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending "An ordinance providing for the vacation of Colden Street, as laid out 50 feet on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from the southerly line of Central Avenue to the northerly line of Bleeker Street" Ordinance 6-S & F-d dated July 8, 1987 (To delete the easement reservations).

WHEREAS, the Municipal Council adopted Ordinance 6S & FD on July 8, 1987 which vacated Colden Street from Central Avenue to Bleeker Street; and

WHEREAS, said Ordinance reserved to the City of Newark and to Public Service Electric and Gas Company the right of entry and easement for the entire length and total width of Colden Street for the purpose of relaying, rebuilding, reconstructing and maintaining their utility lines; and

WHEREAS, said Ordinance did not allow for the placing of any building or structure over the vacated street; and

WHEREAS, New Jersey Institute of Technology intends to construct a building within the Right-of-Way of Colden Street; and

WHEREAS, the City of Newark and Public Service Electric and Gas Company will abandon or relocate all of their respective utility lines within Colden Street; and

WHEREAS, New Jersey Institute of Technology now wishes to amend Ordinance 6S & FD dated July 8, 1987 to allow for their new building to encroach within the vacated Colden Street.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Section 1 of Ordinance 6S & FD dated July 8, 1987 is hereby amended to read as follows: That all that portion, part and parcel of Colden Street, as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares extending from the southerly line of Central Avenue to the northerly line of Bleeker Street shall be vacated as a public street or Right-of-Way.

1225
May 1, 1991

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map, known and designated as Map No. 1788-V, dated 5 May 1987, is on file in the Office of the Director, Department of Engineering

Section 2. This Ordinance shall take effect upon publication and passage according to law.

STATEMENT

This Ordinance amends Ordinance 6S & FD dated July 8, 1987, which vacated Colden Street, by amending the easement reservation to allow for the construction of a new building within the easement reservation area.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance accepting a Utility Right-of-Way easement from New Jersey Institute of Technology and granting permission to New Jersey Institute of Technology to construct a combined sewer main and water main within said right-of-way easement crossing lands of New Jersey Institute of Technology as shown on a drawing prepared by Richlan, Lupo and Pronesti dated January 17, 1990 entitled "Easement Survey of Central Avenue Project."

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That the City of Newark hereby accepts a 30 foot utility right-of-way easement from New Jersey Institute of Technology and grants permission to New Jersey Institute of Technology to construct a combined sewer main and water main within said right-of-way easement crossing lands of New Jersey Institute of Technology as shown in Section "A" of a drawing prepared by Richlan, Lupo and Pronesti dated January 17, 1991 entitled "Easement Survey of Central Avenue Project", and more fully described in a description prepared by Richlan, Lupo and Pronesti entitled "Proposed Utility Easement (Section "A")", which drawing and description are hereto attached and made a part hereof.

SECTION 2. That New Jersey Institute of Technology shall grant to the City of Newark a utility right-of-way easement for a combined sewer main and water main as described within the attached Agreement entitled "Easement Agreement" which agreement is hereto attached and made a part hereof.

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May 1, 1991

SECTION 3. That the City of Newark grants to New Jersey Institute of Technology permission to construct a combined sewer main and water main within the utility right-of-way easement crossing lands of New Jersey Institute of Technology as described within the attached easement agreement entitled "Easement Agreement".

SECTION 4. That upon completion of the combined sewer main and water main by New Jersey Institute of Technology the City of Newark will obtain ownership of said sewer line and water main as per the said "Easement Agreement".

SECTION 5. That such permission be and is hereby given upon the condition and provision that New Jersey Institute of Technology, its successors and assigns, not only shall indemnify and save harmless the City of Newark, its officers, agents, and servants, from any claims whatsoever arising from or in any way connected with the granting or the construction within the easement but shall agree to assume on behalf of the City of Newark defense of any action at law or injury which may be brought against the City upon such claims or from claims arising during the construction period.

SECTION 6. In addition to the indemnity agreement aforesaid the New Jersey Institute of Technology, its successors and assigns, shall at its own cost and expense procure and keep in full force and effect paid-up policies during construction and until the City of Newark accepts said combined sewer for comprehensive general liability insurance in favor of the City of Newark, in the amount of at least \$2,000,000.00 for injury to any one person and \$5,000,000.00 to more than one person arising out of any one accident, and property damage insurance insuring the City of Newark as its interest may appear against any and all claims for damage to property of others to the extent of \$250,000.00 said policies to be approved by the Corporation Counsel and proof of said insurance coverage to be filed with the City Clerk.

SECTION 7. That such permission be and is hereby given upon the further condition that during construction and until the City of Newark accepts said combined sewer main and water main, New Jersey Institute of Technology, its successors and assigns, shall become subject to any Ordinance or Resolution now or hereafter adopted by the City of Newark that may apply to the easement.

SECTION 8. That such permission be and is hereby given upon the condition that New Jersey Institute of Technology shall file with the City of Newark its written acceptance of the provisions of this Ordinance within thirty (30) days from the date on which it takes effect and shall pay on demand of the City of Newark the amount and cost and expense to the City for all official publications of this Ordinance.

SECTION 9. That such permission be and is hereby given upon the condition that New Jersey Institute of Technology shall obtain a written permit from the Division of Streets and Sidewalks of the Department of Engineering before disturbing the street surface or making any installation.

SECTION 10. That New Jersey Institute Technology shall be responsible for the repair of and/or damage to paving, existing utility lines, or any surface or subsurface installation, etc., arising from the construction, installation, or maintenance of the combined sewer main and water main.

SECTION 11. That such permission is granted subject to all State Laws and City Ordinances governing the aforesaid easement and combined sewer main and water main.

1227
May 1, 1991

SECTION 12. That New Jersey Institute of Technology, and subject to the approval of the City of Newark's Corporation Counsel, shall record in the Essex County Register's Office the easement agreement as described in Section 2 above. The easement agreement entitled "Easement Agreement" shall be executed on behalf of the City of Newark by the Director of Engineering and attested to by the City Clerk who shall affix the City seal thereto. The City shall record this instrument at the cost of New Jersey Institute of Technology, who shall pay all such costs upon request from the City.

SECTION 13. The Director of Engineering shall be notified in writing when construction begins on said sewer and water mains. The construction of the sewer and water mains shall conform to the requirements of the Department of Engineering. Upon completion and acceptance of the combined sewer main and water main by the Director of Engineering, the Director shall notify the City Clerk in writing of said acceptance.

SECTION 14. This Ordinance shall take effect upon promulgation and passage in accordance with law.

STATEMENT

In order for New Jersey Institute of Technology to construct a new building, the City of Newark will accept a utility right-of-way easement from New Jersey Institute of Technology and will grant permission to New Jersey Institute of Technology to construct a combined sewer main and water main within said easement area on lands crossing New Jersey Institute of Technology.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Columbia Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-2, Parking Prohibited At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

1278
May 1, 1991

Columbia Street:
East Side, beginning at the northerly curblin of Green Street and extending 145 feet northerly therefrom.

From 8:00 a.m. to 5:00 p.m. Mondays through Fridays

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Section 4. This ordinance does not require approval by the Commissioner of Transportation.

STATEMENT: This ordinance prohibits any person from parking their vehicles on Columbia Street at the curbside space between posted signs bearing the legend "No Parking" days & hours indicated.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by deleting the parking restriction on East Kinney Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting thereto the following:

East Kinney Street:
North side, from McCarter Highway to Broad Street.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance to the laws of the State of New Jersey.

Section 4. That a copy be forwarded to the Commissioner of Transportation for approval.

STATEMENT: This ordinance deletes the parking restriction and allows vehicles to park on the northside of East Kinney Street from McCarter Highway to Broad Street.

1229
May 1, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Chapter 3A, of Title 17, entitled, "Noise Control Ordinance of the City of Newark: providing for the regulation of noise pollution in the City of Newark, Section 7, "Maximum Permissible Sound Levels" Table 1. (To add hospital quiet zones).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 17, Offenses, Miscellaneous, of the Revised Ordinance of the City of Newark, New Jersey (1966) Chapter 3A "Noise Control" Section 7 "Maximum Permissible Sound Levels" (Table 1), as amended and supplemented, be and is hereby amended as follows:

Table 1. Maximum Permissible Sound Levels by Receiving Property

| CATEGORY | | | | | |
|--------------------------------------|-----------------------------|-----------------------------|-------------------------|-------------------------|--|
| Receiving Property Category | | | | | |
| Sound Source Property Category | Residential 7a.m.-10p.m. | Residential 10p.m.-7a.m. | Commercial All Times | Industrial All Times | <u>Hospital Quiet Zone All Times</u> |
| Residential | 55 dBA | 50 dBA | 65 dBA | 75 dBA | <u>50 dBA</u> |
| Commercial | 65 dBA | 50 dBA | 65 dBA | 75 dBA | <u>50 dBA</u> |
| Industrial | 65 dBA | 50 dBA | 65 dBA | 75 dBA | <u>50 dBA</u> |

Section 2. If any part or section of this ordinance is deemed unconstitutional or unlawful, the balance of this ordinance will stay in full force and effect.

Section 3. Any ordinance or parts thereof inconsistent with this ordinance is hereby repealed.

Section 4. This ordinance shall take effect to upon final passage and publication according to law.

**additions indicated by underscore.

STATEMENT

This Ordinance controls noise in Hospital Zones.

May 1, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. E. STEPHEN COLUCCI, 218 1/2 SUMMER AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to noise pollution and enforcement of same.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 2, Administration, Chapter 5, Department of Administration, Section 2, Business Administrator, Paragraph (b), Powers and Duties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Section (9) (To require public notification via daily newspaper, weekly, ethnic publications and public hearing prior to any transfer or closing of a police or fire facility).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 2, Administration, Chapter 5, Department of Administration, Section 2, Business Administration, Paragraph (b), Powers and Duties, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, be and the same is hereby further amended by adding a new section 2 (b) 9 to read as follows:

2:5-2 Business Administrator

(b) Powers and Duties

(9) That the Business Administrator give public notification 120 days prior to any transfer or closing of a police, fire or public safety facility to the Municipal Council, via the City Clerk; public notification and a public hearing on any such planned transfer or closing, 90 days prior to said action, shall be conducted by the City Clerk.

Section 2. Any existing ordinance or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance requires that the Business Administrator properly notify the City Clerk on any planned transfer or closing of a public safety, fire and/or police facility, 120 days in advance to action. The City Clerk will be responsible for the public advertisement of this planned action, as well as the holding of a public hearing 90 days prior to the planned action.

1231
May 1, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second reading and final passage:

Ordinance to supplement Title 24, Transportation, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to include a New Chapter, 2, Autocabs and Livery Service (That regulates the operation of autocabs and livery services in the City of Newark)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 24, Transportation, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, be and the same is hereby supplemented by adding a new chapter to read as follows:

**Chapter 2. Autocabs, and
Livery Service.**

24:2-1. Definitions.

As used in this chapter:

(a) "Autocab" means and includes any automobile or motor car, other than a taxicab or bus, with a carrying capacity of not more than nine (9) passengers, not including the driver, used in the business of carrying passengers for hire which is held out, announced or advertised to operate or run or which is operated or run over any of the streets or public highways in the City of Newark, and which is hired by charter or for a particular contract or by the day or hour or after fixed period, or to transport passengers to a specified place or places, or which charges a fare or price agreed upon in advance between the operator and the passenger. This definition shall not include limousines and medical vans, or auto busses.

(b) "Autocab license" means a license issued for the vehicle by the Commission to the owner(s) of the autocab.

(c) "Business Administrator" means the Business Administrator of the City of Newark.

(d) "Certificate" means a certificate of compliance issued by the Clerk of the City of Newark upon the filing of the required insurance policy or bond.

(e) "City Clerk" means the Clerk of the City of Newark.

(f) "Commission" means the Taxicab Commission within the Police Department of the City of Newark.

(g) "Corporation Counsel" means the Corporation Counsel of the City of Newark.

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(h) "Division" means the Taxicab Division within the Police Department of the City of Newark.

(i) "Driver" means a person to whom a driver's license has been issued.

(j) "Driver's License" means a license issued by the Commission to persons who meet the Commission's qualifications of a for-hire driver of an autocab.

(k) "Holder" means a person to whom an autocab license has been issued.

(l) "livery service" means and includes the business of carrying passengers for hire by autocabs.

(m) "Manager" means the Manager of the Taxicab Division.

(n) "Person" means and includes any individual, copartnership, association, corporation or joint stock company, their lessee, trustees or receivers appointed by any court whatsoever.

(o) "Principal place of business" means the place or location of the business within the City of Newark where the autocabs are dispatched, stored and/or parked.

24:2-2. Autocab License & Certificate of Compliance required.

No person shall operate or permit an autocab owned or controlled by him or her to be operated as an autocab upon the streets of the City of Newark without first obtaining an autocab license and a driver's license from the Division; a certificate of compliance from the City Clerk; and livery plates from the Division of Motor Vehicles (DMV).

24:2-3. Principal place of business; requirements.

No person shall operate or permit an autocab owned or controlled by him or her to be operated as an autocab upon the streets of the City of Newark unless the principal place of his or her autocab business is in the City of Newark. Said principal place of business can only be located in those districts permitted by local zoning ordinances and shall not be combined with any residential property and/or any other business. All autocabs shall be garaged and shall not be stored and/or parked on the streets of the City of Newark.

24:2-4. Expiration date and fees.

(a) The term of each autocab license and driver's license issued by the Taxicab Division shall not exceed one (1) year and shall expire on March 31st of each year.

(b) The annual license fee for the owner to operate each autocab in the City of Newark shall be \$250.00. However, the fee for any license issued in September or anytime thereafter before the expiration date of March 31st of any given year shall be \$125.00. Said fee shall be made payable to the Taxicab Division.

(c) The annual license fee for each driver (other than the owner) to operate an autocab in the City of Newark shall be \$50.00. Said fee shall be made payable to the Taxicab Division.

(d) Such license fees shall be in addition to the \$25.00 fee made payable to the City Clerk for the certificate of compliance issued by the City Clerk and any other fees or charges established by the City of Newark which are applicable to autocabs.

(e) The autocab license fee, driver's license fee and the fee for the certificate of compliance shall be payable upon the presentation of the application. In the event that the license is denied or the application is withdrawn, all fees shall be returned less the sum of \$50.00 for filing costs (i.e., \$25.00 each for the filing cost shall be retained by the Taxicab Division and the City Clerk).

24:2-5. Insurance required.

(a) In order to insure the safety of the public, it shall be unlawful for any person to operate or cause or permit an autocab to be operated, nor shall any autocab license or certificate of compliance be issued until an insurance policy in compliance with N.J.S.A. 48:16-13 to 48:16-22 has been approved by the Corporation Counsel. Said insurance policy shall name the City of Newark as an additional insured and contain therein an endorsement indicating that their principal place of business is within the City of Newark. Upon the issuance of said license, the original insurance policy shall thereupon be filed forthwith with the Office of the City Clerk.

(b) Any license issued hereunder shall only be effective for as long as the insurance policy remains in force and in accordance with the statutory amounts. In the event that the insurance is cancelled, the autocab license shall terminate on the effective date of the cancellation, unless the insurance has been reinstated and a withdrawal of the cancellation or a new policy of insurance has been submitted to the City Clerk prior thereto for the remainder of the license term.

(c) Said insurance policy must provide therein that it shall not be cancelled except upon 20 days prior written notice to the Manager of the Division.

24:2-6. Issuance of Certificate of Compliance; display.

(a) Upon approval of the insurance policy by the Corporation Counsel, the City Clerk shall issue a certificate of compliance in duplicate to the applicant showing that he has complied with the terms and provisions of N.J.S.A. 48:16-14.

(b) The duplicate of said certificate shall be filed with the Division of Motor Vehicles (DMV) before such vehicle is registered as an autocab, or livery service.

(c) The original certificate shall be posted in a conspicuous place within the autocab.

24:2-7. Application procedure; information required; renewals.

(a) An application for an autocab license shall be made by the owner, lessee, bailee or driver of the autocab and shall be filed with the Manager of the Division upon forms provided by the Division, together with the autocab license fee of \$250.00, the driver's license fee of \$50.00, if applicable, and the \$25.00 fee for the certificate of compliance. Said application shall be verified under oath and shall contain the following information:

- (1) Name and legal address of the applicant;

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- (2) Residence addresses for the past three (3) years;
- (3) Age, height, color of eyes and hair;
- (4) Place and date of birth;
- (5) Marital status;
- (6) Previous employment and employers for the past three (3) years;
- (7) Whether the applicant has ever been convicted of a crime punishable by more than one year imprisonment or a violation of this Chapter;
- (8) Whether his or her driver's license, issued by any state, foreign country or municipality, has been suspended or revoked for any cause, and the particulars thereof;
- (9) The name of the owner and driver of the autocab, or livery service and the applicant's relationship to said person;
- (10) The year, type, vin # and model of the autocab for which the license is desired;
- (11) The number of passengers the autocab is capable of transporting;
- (12) The principal place of business of the autocab, or livery service;
- (13) Any other pertinent information or documentation requested by the Manager of the Division.

(b) Upon an initial application for an autocab license and driver's license, the applicant shall submit to fingerprinting by the Newark Police Department.

(c) Each application must be accompanied by a certificate from a licensed and practicing physician of the State of New Jersey, certifying that the applicant has been examined on a certain date, within sixty (60) days prior to the filing of the application; and that, in his or her professional opinion, the applicant is of sound physique, with good eyesight, not subject to epilepsy, vertigo, heart trouble, or any other infirmity of body or mind which might make the applicant unfit to safely operate an autocab and/or put the safety of a passenger(s) in jeopardy.

(d) Each application shall be accompanied by four (4) passport-size photographs of the applicant taken within thirty (30) days of the application (front view size: 2x2 inches).

(e) Each application shall be accompanied by an original and one copy of a current insurance policy in accordance with the requirements of this Chapter and the Laws of the State of New Jersey.

(f) At the time of application the owner of the autocab, or livery service shall execute a Power of Attorney appointing the chief fiscal officer of the City of Newark as his true and lawful attorney for the purpose of acknowledging service of any process for indemnity under the policy, which shall be filed, together with the insurance policy with the City Clerk.

(g) The annual application for renewal of an autocab license shall be filed with the Division no later than 30 days prior to the expiration date of said license.

24:2-8. Minimum qualifications.

No autocab license or driver's license shall be issued unless the applicant shall:

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(a) Furnish satisfactory evidence that he or she is the holder, for at least one (1) year prior to the date of application, of a valid automobile driver's license issued by the New Jersey Division of Motor Vehicles (DMV);

(b) Is at least eighteen (18) years of age;

(c) Has been a legal resident of New Jersey for one (1) year or more;

(d) Is able to read, write and speak the English Language;

(e) Is a citizen or legal resident alien of the United States;

(f) Furnish written proof that the applicant is the owner, lessee, employee, agent or servant of the owner of the autocab, or livery service;

(g) Obtain a certificate of compliance from the City Clerk.

(h) No autocab license or driver's license shall be issued unless the applicant thereof has completed an annual orientation class(es) provided by the Division. All drivers shall be required to attend subsequent orientation classes once every three (3) years if offered.

24:2-9. Investigation of Applicant; consideration.

(a) Upon the filing of an application for an autocab license and driver's license, the Manager of the Division shall refer the same to the Newark Police Department which shall conduct an investigation of each applicant for an autocab license and driver's license. The applicant's photo and fingerprints, where required, shall be forwarded to the Newark Police Department's Bureau of Records and Identification. A report of such investigation and a copy of the traffic and police record of the applicant, if any, shall be attached to the application and returned for the consideration of the Commission.

(b) The Manager of the Division and/or Commission shall consider the application, the police investigation report, the physician's certificate and any other documentation required to be attached thereto, the character, driving experience and responsibility of the applicant and any other relevant facts whatsoever and shall approve or reject the application. However, no autocab license or driver's license shall be issued until a written police investigation report is received from the Newark Police Department's Bureau of Records and Identification, showing the result of the investigation of the applicant's prior police history, if any, through an examination of the fingerprints. If a delay of more than thirty (30) days is encountered between the date of fingerprinting and the receipt of the results of a Federal Bureau of Investigation (FBI) or a New Jersey State Police fingerprint check, the Manager of the Division may issue the applicant a temporary license for a period not to exceed six (6) months based on a check through the fingerprints on file with the Newark Police Department. If, when received by the Division, all results of fingerprint checks by the FBI and the New Jersey State Police show that the applicant is unfit to obtain a license, the Division may immediately revoke the applicant's license.

(c) If the application is rejected, the applicant may make a written request, within thirty (30) days of such rejection for a hearing before the Commission to offer evidence why the application should be reconsidered.

24:2-10. Issuance of Autocab License and Driver's License; contents; display.

Upon approval of an application for an autocab license and driver's license by the Manager and/or Commission, the Manager shall issue the license to the applicant. The license shall bear the name, signature and photo of the applicant. It shall also contain the City of Newark's license number and bear the signature of the Manager of the Division, together with a notice that in case of a complaint, the Division shall be notified of the autocab driver's license number and/or driver's license number.

Upon receipt, the autocab driver shall display the autocab license, together with the driver's license, on the left visor or on top of the right side of the dashboard in full view of any passenger(s) in the rear seat of said autocab at all times.

24:2-11. Transfer of Autocab License and Driver's License; transfer fee; license not subject to hypothecation.

(a) No autocab license may be sold assigned or otherwise transferred without the consent of the Manager upon the recommendation of the Commission. A license may be transferred to another person to be used in a bona fide operation of an autocab business, with the consent of the Manager upon the recommendation of the Commission upon the filing of an application as provided in section 24:2-5 of these Revised Ordinances and upon payment of a transfer fee of \$250.00 and the \$25.00 fee for the Certificate of Compliance.

(b) In the case of a transfer to a corporation, a copy of the certificate of incorporation issued by the State of New Jersey and the name of its registered agent shall also be filed; provided that if a corporation wishes to transfer an autocab license to another corporation to be used in a bona fide operation of an autocab business, and not less than seventy-five percent ownership of each corporation rests with the same person or group of person, then upon application and upon filing of a certificate of incorporation issued by the State of New Jersey and the name of its registered agent, and the consent of the Manager upon recommendation of the Commission and upon payment of an administrative fee of \$50.00, the license shall be transferred. No transfer may be made during the month of November.

(c) No autocab license shall be assigned, mortgaged, pledged or otherwise transferred to secure a debt, loan, advance or other financing transaction, unless such assignment, mortgage, pledge or other security arrangement is first approved by the Manager upon the recommendation of the Commission.

(d) Approval of such transfers shall not be unreasonably withheld.

(e) All driver's licenses are non-transferable.

24:2-12. Autocab license holder's responsibility for operation.

Every holder of an autocab license shall be responsible for the operation of any autocab for which the license has been granted regardless of the legal relationship between such holder

and the driver of said autocab.

24:2-13. Autocab rules and regulations; safety requirements.

Autocab rules and regulations, maintenance and safety requirements shall be promulgated by the Manager upon the recommendation of the Commission as he shall deem necessary.

24:2-14. Autocab inspection; display of inspection sticker.

(a) Prior to the use and operation of any autocab under the provisions of this Chapter, said autocab must pass the state (DMV) inspection first, and then said autocab shall be thoroughly examined and inspected by the Division and must be found to comply fully with such reasonable rules and regulations of the Division. New autocabs may use dealer inspection stickers if the vehicle is purchased in New Jersey.

(b) Every autocab operating under the provisions of this Chapter shall be inspected not less than every three (3) months by the Division to insure the continued maintenance of safe operating conditions and full compliance of the autocab with the requirements of this section and the rules and regulations. All autocabs shall have affixed, by the Division, on the rear right window of said autocab, a sticker showing an approved inspection.

(c) The Division shall maintain a record of all such inspections.

(d) No autocab shall be operated upon the streets of the City of Newark without having affixed thereto, as herein provided, a current inspection sticker of such approval.

24:2-15. Autocab must be clean and sanitary; penalty; display of other stickers prohibited.

(a) Every autocab operating under this Chapter shall be kept in a clean and sanitary condition in accordance with the rules and regulations promulgated by the Manager.

(b) When an autocab shall be found to be in an unclean or unsanitary condition in violation of this section by an inspector of the Division, the driver of that autocab shall be punished by a fine of \$5.00 for each day during or on which a violation occurs or continues.

(c) No other sticker or poster, except the certificate of compliance and the inspection sticker provided for in section 24:2-13 shall be affixed to the aforesaid right rear window of the autocab.

24:2-16. Maintenance in safe condition required.

The inspectors of the Division shall maintain due vigilance over all autocabs to insure that they are maintained in a condition that is safe and sanitary for the transportation of passengers and to this end, they shall have the right, at any and all times, to inspect any and all licensed autocabs. The inspectors shall maintain a written record of the results of all such inspections.

24:2-17. License revocations; suspensions.

Licenses granted under the preceding sections of this ordinance may be revoked or suspended at any time by the Manager if the vehicle shall not be in a safe and sanitary condition for

the transportation of passengers and kept in conformity with the terms of this Chapter, or for the violation of any of the rules and regulations promulgated by the Manager.

24:2-18. Autocab identification; unlicensed vehicles.

(a) It shall be unlawful and a violation of this Chapter for any person to operate an autocab not licensed under this Chapter in such a manner as to be misleading or tend to deceive or defraud the public into believing said vehicle is a autocab or taxicab or is being operated as an autocab or taxicab.

(b) No autocab covered by the terms of this Chapter shall be licensed if the color scheme or the name, monogram, or insignia to be used thereon shall conflict with, or imitate any color scheme, monogram, name, or insignia used by any other person, firm, or corporation operating an taxicab or taxicabs in the City of Newark in such a manner as to be misleading or tend to deceive or defraud the public.

(c) If, after a license has been issued for an autocab hereunder, the color scheme, name, monogram, or insignia thereon is used by any other person, firm, or corporation operating an autocab or autocabs in the City of Newark in such manner as to be misleading or tend to deceive and defraud the public, the license for such autocab of autocabs may be revoked by the Manager or the Division after a hearing before the Commission.

24:2-19. Record keeping; inspection of records.

(a) The holder of an autocab license shall require the driver to keep, and the driver of each autocab shall keep, a daily record upon which all trips shall be recorded. The daily record shall show the autocab number, license number of the driver, specific hours of duty, time and place of origin and destination of each trip and the amount of fare received for each trip. All such records shall be given to the holder of the autocab license and shall be retained for (one) 1 year by the holder of the autocab license. The holder of the autocab license shall be responsible for the maintenance of daily records of all autocabs operated by him.

(b) Every driver shall record in a book, maintained solely for such purpose: the time of departure from the garage of every licensed autocab; the name, address and license number of the driver thereof; the license number of the autocab and the time of the autocab's return to the principal place of business.

(c) All records provided for in this section shall be open to inspection by representatives of the police department and the Division.

24:2-20. Enforcement by police department.

The police department is authorized and instructed to observe the operations of the holders of autocab licenses and driver's licenses for the purpose of enforcing compliance with the provisions of this Chapter. Upon discovering any violation of this Chapter, the police department shall immediately take all appropriate police action, including the issuance of summonses, to this end.

24:2-21. Reports and complaints forwarded.

Any and all complaints and all reports from the police department received by the Manager shall be forwarded to the Commission.

24:2-22. Hearings and notice of hearings; review of decision.

(a) Except as provided in subsection (b) of this section, prior to the suspension or revocation of a license or the imposition of a monetary penalty as provided in section 24:2-22, the licensee shall be given written notice of the charge against him/her and shall be given the opportunity for a hearing before the Commission. The licensee may be represented by legal counsel at any such hearing. The Manager shall be present at all hearings, and, at the conclusion of the hearing shall make a recommendation to the Commission concerning the charge made against the licensee. Upon consideration of the recommendation of the Manager, the Commission shall make a determination concerning the charge against the licensee. If the Commission determines that the licensee did commit the offense charged, the Manager shall impose a penalty in accordance with section 24:2-22 after a consideration of the charge and the record of the licensee. Any decision of the Commission shall be subject to appeal to the business administrator. All such hearings, appeals and decisions shall not be unduly delayed.

(b) The Manager may suspend, pending a hearing, any autocab license and/or driver's license under this section if the insurance requirements of 24:2-4 or the inspections requirements under 24:2-13 are not complied with by the licensee. Any license may be suspended, pending a hearing, if the licensee fails to appear at a hearing before the Commission after receiving notice thereof.

(c) Nothing in this section shall be deemed to preclude the removal of an autocab from service if it is found to be unsafe or unsanitary in violation of the provisions of this Chapter.

24:2-23. Civil penalties.

(a) All autocab licenses and driver's licenses issued under this Chapter, after a hearing before the Commission, may be revoked or suspended or a monetary penalty imposed, not to exceed \$250.00 for the first offense; \$500.00 for the second offense; and \$1,000.00 for the third or subsequent offenses by the Manager, after review of the recommendations of the Commission if the holder or driver:

- (1) Violated any of the provisions of this Chapter;
- (2) Discontinued operations for more than 180 consecutive days;
- (3) Violated any other ordinance of the City or laws of the State of New Jersey or the United States, the violation of which reflects unfavorably on the fitness of the licensee to offer public transportation;
- (4) Has been found guilty of a high misdemeanor within the licensed year;
- (5) Knowingly permitted the licensed autocab to be used for any illegal purpose;
- (6) Violated any rule or regulation promulgated pursuant to this Chapter.

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(b) Penalties imposed under this section for any violations of subsection (a) above may be imposed on the holder of the autocab license, the autocab drivers, or both, except for violations of 24:2-4.

(c) The holder of an autocab license shall receive a mandatory monetary penalty of \$1,000.00 in addition to suspension or revocation of said license for violations of 24:2-4 (Insurance required).

Section 2. Any person that desires to operate an autocab in the City of Newark must comply with all of the requirements of this ordinance upon its effective date.

Section 3. Any and all ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance supplements Title 24, Transportation, to include a new Chapter, 2, Autocabs, and Livery Service, that regulates the operation of autocabs and livery services in the City of Newark.

President Grant called for those desiring to be heard on the ordinance, as amended, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance, as amended, on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Sections 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on street parking regulations on Broad Street, East Side, from Franklin Street to Green Street,"

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, be amended by deleting therefrom the following:

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Broad Street:

East side, between Franklin Street and Green Street, between the hours of 3:00 p.m. to 9:00 a.m., except that only authorized vehicles registered to the City of Newark shall be permitted to park during the hours of 9:00 a.m. to 3:00 p.m.

Section 3. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 5. This ordinance does not require approval of the State of New Jersey.

STATEMENT

This ordinance permits authorized municipal vehicles to park at certain times on certain sections of Broad Street between the hours of 9:00 a.m. to 3:00 p.m.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the execution of a lease between the City of Newark, owner and the Emanuel Church of Christ, for premises known as 6-8 Livingston Street and 47-51 Springfield Avenue, Block 2520, Lots 60-62, for sum of \$4,550., for period May 1, 1991 to April 30, 1992 (for a term renewable yearly for period of at least twenty years); pursuant to N.J.S.A. 40A:12-13(c).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the City of Newark through its Department of Development had undertaken a program for the clearance reconstruction or rehabilitation of slums and blighted areas in the City, and in this connection is engaged in carrying out a redevelopment project known as the University Heights Redevelopment Project; and

WHEREAS, the Department of Development acting pursuant to the Redevelopment Agency Laws of the State of New Jersey, N.J.S.A. 40:55C-1, et seq., as amended and supplemented has the responsibility of relocating owners and tenants in the subject redevelopment project; and

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WHEREAS, the Church has selected 6-8 Livingston St. and 247-251 Springfield Avenue, Block 2520, Lots 60-62 both City owned properties as its new location and wishes to lease said property; and

WHEREAS, these properties are available and not needed for a public use by the City of Newark.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The Director the Department of Development is hereby authorized to enter into a lease agreement, on behalf of the City of Newark, landlord, with Emanuel Church of Christ, Tenant, for the leasing of the premises commonly known as 6-8 Livingston Street and 247-251 Springfield Avenue, Block 2520, Lots 60-62 pursuant to N.J.S.A. 40A:12-13(c).
2. The City of Newark shall receive as consideration for the lease agreement the sum of \$4,550.00 in equal monthly installments, for the term of this lease. This lease shall be renewable annually upon mutual consent of the City of Newark and Emanuel Church of Christ.
3. A copy of the executed lease agreement will be filed with the Office of the City Clerk by the Director of Development.
4. This Ordinance shall take effect in accordance with law.

STATEMENT

This Ordinance authorizes the Department of Development to relocate an owner of property in the University Heights Redevelopment Project to City owned property as a tenant for a term renewable yearly for a period of least twenty years.

President Grant called for those desiring to be heard on the amendment to the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the amendment and adopt the ordinance, as amended, on second reading and final passage was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

6-S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting left turns on Orange Street at Broad Street. (East Ward)

(West on Orange Street to South on Broad Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Verbal approval by Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting written approval from Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance to amend Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to prohibit facilities which provide congregate living arrangements within all Residence Districts and First Business Districts and to permit such facilities as a conditional use in all other Business Districts and Industrial Districts.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeases are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held hereon. It is now before you for second reading and final passage.

Ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title, Definitions, Section 1, Short Title, Definitions, Paragraph (c), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding the definition of congregate living arrangements).

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

(Public Hearing Closed)

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A motion to adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title; Definitions, Section 1, Short Title; Construction of Title; Definitions, Paragraph (c), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By including the dispatch of autocabs to the definition of public garage and adding the definition of autocab).

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Hearings of Citizens.

6-HC-a.

MR. ROGER ROYSTER, 65 JAY STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the need of wheel chair transportation for seniors at the Newark Extended Care Facility, Inc.

Council Member Tucker, through the Chair, directed the City Clerk to invite Mr. Richard Monteilh, Business Administrator; Ms. Bobi Ruffin, Acting Director, Department of Health and Human Services; Ms. Delores Critchley, Director, Essex County Office on Aging and Mr. Roger Royster, Newark Extended Care Facility, Essex County Office on Aging; Mr. Roger Royster, Newark Extended Care Facility, Inc. to meet with the Municipal Council at its Special Conference May 7, 1991.

6-HC-b.

MS. ESMERALDA SOSA, 897 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to noise level at 899 Mt. Prospect Avenue, Newark.

Council Member Carrino stated he would notify the appropriate officials to rectify this matter.

6-HC-c.

MR. LEON CHAPMAN, 74 HEDDEN TERRACE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to various conditions existing in the City.

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May 1, 1991

RESOLUTIONS AND MOTIONS.

Resolutions.

- 7-R-a. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with North Ward Center, for purchase of job training equipment and employment training for low and moderate income residents of the City of Newark, for period April 1, 1991 to July 31, 1991, in amount of \$130,000.; funds provided in HCDA Year XV.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-b. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds in amount of \$956,828., from Essex County Department of Citizen Services, Division on Aging, for period January 1, 1991 to December 31, 1991, Newark Nutrition Project for the Elderly, total estimated budget-\$1,219,416. (Older Americans Act Funds-\$956,828., 1990 Excess Project Income (Actual)-\$862., Project Income (Estimated)-\$75,562., In-Kind Contributions (Estimated)-\$186,164.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-c. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds in amount of \$84,881. and enter into agreement with Port Authority of New York and New Jersey, for provision of social services to homeless population at the Newark International Airport, for period January 1, 1991 through December 31, 1991; does not require expenditure of municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Bussiness Administrator Monteilh and Acting Director, Department of Health and Human Services Ruffin to meet with the Council at its May 7, 1991, special conference; further, directing the City Clerk to place this legislation on a special meeting to be called for May 7, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, was made by Council Member Villani, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-d. Resolution authorizing Mayor and Acting Director of Health and Human Services to apply for funds in amount of \$786,630., from the United States Department of Health and Human Services, Public Health Services, for continued provision of health care and social services, substance abuse and mental health services to Newark's homeless population, for period May 1, 1991 through April 30, 1992, total program budget-\$1,183,188. (U.S. Department of Health and Human Services-\$786,630., City In-Kind Matching Funds-\$396,558.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-e. Resolution authorizing Mayor and Acting Director of Health and Human Services to apply for funds in amount of \$189,935. from New Jersey State Department of Health, for Newark Urban Rodent Control Project, from July 1, 1991 to June 30, 1992, no City funds shall be expended.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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May 1, 1991

- 7-R-f. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Newark Arts Council, for provision of cultural services, for period May 1, 1990 to April 30, 1991, in amount of \$10,000., funds provided by HCDA XVI.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-g. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Aljira Arts, for provision of cultural services, for period May 1, 1990 through April 30, 1991, in amount of \$10,000., funds provided by HCDA XVI.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-h. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with the Cathedral Concert Series, for provision of cultural services, for period December 1, 1990 through November 30, 1991, in amount of \$25,000., funds provided by HCDA XVI.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-i. Resolution amending Resolution 7-R-q, October 18, 1989, which amended Resolution 7-R-n, June 7, 1989, accepting funds from Essex County Department of Citizen Services, Division on Aging, for continuation of the Newark Nutrition Project for the Elderly, from January 1, 1989 to December 31, 1989; in amount of \$403,545., total estimated budget is \$703,002., to include In-Kind Contributions from the Essex County Department of Citizen Services, Division on Aging, in amount of \$40,000., for total grant in amount of \$743,002.; by increasing Project Income by \$11,581.97, providing for total grant in amount of \$754,583.97.; all other provisions shall remain in full force and effect.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-j. Resolution authorizing Business Administrator to execute a hold harmless and indemnification Agreement with Rutgers University for any claims arising out of use of Rutgers University, Robeson Campus Center, located at 350 Martin Luther King Boulevard, Newark, New Jersey, Women's Health Fair to be held June 29, 1991.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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May 1, 1991

- 7-R-k. Resolution ratifying and authorizing Business Administrator to enter into contract with Atlantic Elevator Co., Inc., 841 Mount Prospect Avenue, Newark, New Jersey 07104, lowest responsible bidder, to provide elevator maintenance service for the City of Newark, for period January 1, 1991 to December 31, 1994; contract shall not exceed \$150,000., \$15,000. encumbered in 1991 budget of Department of General Services, Division of Public Buildings, additional expenditures are contingent upon and subject to appropriation and approval of funds.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-l. Resolution ratifying and authorizing Business Administrator to enter into contract with Bodies by Lembo, Inc., 76 Riverside Avenue, Newark, New Jersey 07104, and Bernardi Incorporated, 401 Jefferson Street, Newark, New Jersey 07114, determined to be lowest responsible bids received, to provide snow plow repairs and mounting of "A" frames, for period January 1, 1991 to December 31, 1991; contract shall not exceed \$500,000. (\$250,000. each).**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-m. Resolution authorizing Corporation Counsel to execute agreement with The Port Authority of New York and New Jersey, to participate in the City of Newark's Affirmative Action Investigative Study; Port Authority shall contribute a sum equal to City but not to exceed \$60,000.; does not require expenditure of municipal funds.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-n. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule "A", upon receipt of all documents deemed appropriate.**
(In accordance with Ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-o. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule "A", upon receipt of all documents deemed appropriate.**
(In accordance with Ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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May 1, 1991

- 7-R-p. Resolution authorizing Mayor and Director of Engineering to execute contract with Dresdner, Robin and Associates, 43 Montgomery Street, Jersey City, New Jersey 07302, for performance of hazardous materials site plan review and site evaluation, for total sum of \$20,000., for period of one year from date of Notice to Proceed. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contract Law (N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-q. Resolution amending Resolution 7-R-s, November 19, 1990, accepting from New Jersey Department of Environmental Protection grant of no less than \$316,062..., by authorizing acceptance of supplemental grant in amount of \$49,842., totalling \$365,904. (1991 Clean Communities Program)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-r. Resolution authorizing Director of Police to receive and accept eleven confiscated vehicles which were used in criminal narcotic activity, for use by members of the Police Department; pursuant to provisions of N.J.S.A. 2C:64-6&7.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-s. Resolution authorizing Director of Finance to issue refund check in amount of \$2,500. payable to Jose Rebelo, purchase price paid for City-owned property known as 11 North 7th Street, Block 1852, Lot 4, sale of property was deemed invalid because transfer of the in-rem property was not recommended to the Council within 30 days after application deadline; pursuant to N.J.S.A. 40A:12-36(b). (Homestead Program)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-t. Resolution authorizing Director of Finance to issue refund check in amount of \$3,000. payable to Geraldine/Winfred Barr, purchase price paid for City-owned property known as 68 South 10th Street, Block 1856, Lot 59, sale of property was deemed invalid because transfer of the in-rem property was not recommended to the Council within 30 days after application deadline; pursuant to N.J.S.A. 40A:12-36(b). (Homestead Program)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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May 1, 1991

- 7-R-u. Resolution authorizing Director of Finance to issue refund check in amount of \$1,500. payable to Yasmeen Abdullah, purchase price paid for City-owned property known as 207 South 10th Street, Block 1814, Lot 16, sale of property was deemed invalid because transfer of the in-rem property was not recommended to the Council within 30 days after application deadline; pursuant to N.J.S.A. 40A:12-36(b). (Homestead Program)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-v. Resolution authorizing Director of Finance to issue refund check in amount of \$2,500. payable to Lucinda Samuel, purchase price paid for City-owned property known as 17 North 7th Street, Block 1874, Lot 44, sale of property was deemed invalid because transfer of the in-rem property was not recommended to the Council within 30 days after application deadline; pursuant to N.J.S.A. 40A:12-36(b). (Homestead Program)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-w. Resolution authorizing Director of Finance to issue refund check in amount of \$1,000. payable to Maribel Soto, purchase price paid for City-owned property known as 42A Myrtle Avenue, Block 1891, Lot 64, sale of property was deemed invalid because transfer of the in-rem property was not recommended to the Council within 30 days after application deadline; pursuant to N.J.S.A. 40A:12-36(b). (Homestead Program)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-x. Resolution authorizing Director of Finance to issue check in amount of \$750., to New Jersey Bell, refund of deposit paid at time of auction for purchase of City-owned property located at 171 Verona Avenue, Block 843, Lot 3. (Sale of property was not approved by second meeting of the Municipal Council pursuant to N.J.S.A. 40A:12-13(a) resulting in automatic rejection of the sale.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-y. Resolution authorizing Director of Finance to issue check in amount of \$1,000. payable to John M. Laduca, refund of fence deposit paid at time of closing for purchase of City-owned property known as 546 South 11th Street, Block 308, Lot 42. (Purchaser complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-z. Resolution authorizing Director of Finance to issue check in amount of \$2,000. payable to Clifton T. Humphrey, refund of fence deposit paid at time of closing for purchase of City-owned property known as 529-533 Clinton Avenue, Block 3001, Lots 23 and 26. (Purchaser complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ba. Resolution authorizing Director of Finance to issue check in amount of \$4,360. to Frederick Waddell and Isaac King, refund of deposit paid at time of auction for purchase of City-owned properties known as 32-34 Evergreen Avenue, Block 3752, Lots 03 and 04 and 129-131 Scheerer Avenue, Block 3666, Lots 94 and 95. (City unable to convey marketable title).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bb. Resolution changing the title code for the position of Executive Secretary (to Councilman) in the Office of the Municipal Council, effective April 1, 1991, per Civil Service.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bc. Resolution authorizing Newark Watershed Conservation and Development Corporation to advertise for lease of approximately 1.1 acres of Block 15508, Lots 4 and 8 in West Milford Township, for period of two years at minimum rental of \$1,540. per year plus reimbursement of all property taxes and setting a date for return of bids as May 15, 1991, pursuant to N.J.S.A. 40A:12-14(a).
(Currently leased to Frank S. Little and Son for storage and access purposes; Lot 4 - Lessee shall submit proposed use in writing to Lessor or Lessor's agent for their review and final approval which will be predicated upon local zoning ordinances; Lot 8 shall be used only as convenience access driveway)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Council Member Rice, through the Chair, directed the City Clerk to communicate with Executive Director Newark Watershed Conservation and Development Corporation Smith requesting additional information as to what materials will be stored on this property as well as what is presently stored there, further, requesting a report listing all leases now in effect on Watershed lands.

- 7-R-bd. Resolution accepting bid of M.V. Ordnance Industries, Inc., highest bid received, for leasing of 1 acre portion known as Block 570, Lot 3A in Jefferson Township for term of two years in amount of \$14,967. per year, plus responsibility for maintenance, which shall automatically renew for like period with a rental increase of 12%, based upon Resolution 7-R-r, March 6, 1991.
(Office space, warehousing and light assembly)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Fourth Meeting)

1251
May 1, 1991

A motion directing the City Clerk to return the resolution to Administration due to the fact that four Council meetings have elapsed since the auction was held by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

7-R-be.

Resolution designating reserved parking area for handicapped motorists on Milford Avenue; east side, beginning 188 feet south of the southerly curblane of West Alpine Street and extending 25 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bf.

Resolution designating reserved parking area for handicapped motorists on Wakeman Avenue; east side, beginning 140 feet south of the southerly curblane of May Street and extending 25 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bg.

Resolution designating reserved parking area for handicapped motorists on Marne Street; north side, beginning 178 feet west of the westerly curblane of Magazine Street and extending 18 feet westerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bh.

Resolution designating reserved parking area for handicapped motorists on Wall Street; east side, beginning 52 feet north of the northerly curblane of Patterson Street and extending 20 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bi.

Resolution designating reserved parking area for handicapped motorists on Verona Avenue; south side, beginning 260 feet east of the easterly curblane of Summer Avenue and extending 24 feet easterly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

May 1, 1991

- 7-R-bj. **Resolution designating reserved parking area for handicapped motorists on Farley Avenue; east side, beginning 115 feet south of the southerly curblane of Avon Avenue and extending 28 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (South Ward)**
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bk. **Resolution designating reserved parking area for handicapped motorists on North 11th Street; west side, beginning 174 feet south of the southerly curblane of Seventh Avenue and extending 25 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (West Ward)**
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bl. **Resolution designating reserved parking area for handicapped motorists on North 6th Street; east side, beginning 193 feet south of the southerly curblane of Second Avenue and extending 23 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)**
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bm. **Resolution designating reserved parking area for handicapped motorists on South 10th Street; west side, beginning 163 feet north of the northerly curblane of Avon Avenue and extending 25 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (South Ward)**
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn. **Resolution designating reserved parking area for handicapped motorists on Jefferson Street; west side, beginning 278 feet south of the southerly curblane of Ferry Street and extending 28 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)**
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bo.** Resolution designating reserved parking area for handicapped motorists on Oraton Street; west side, beginning 232 feet north of the northerly curblane of Chester Avenue and extending 25 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bp.** Resolution designating reserved parking area for handicapped motorists on North 11th Street; east side, beginning 60 feet south of the southerly curblane of Springdale Avenue and extending 30 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bq.** Resolution designating reserved parking area for handicapped motorists on Lincoln Avenue; west side, beginning 60 feet north of the northerly curblane of Winthrop Street and extending 24 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-br.** Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$66,520., Homeless Mentally Ill Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bs.** Temporary emergency resolution appropriating \$66,520., Homeless Mentally Ill Program; said funds shall be provided in 1991 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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May 1, 1991

- 7-R-bt. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$16,460., AIDS Prevention/Education Program.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bu. Temporary emergency resolution appropriating \$16,460., AIDS Prevention/Education Program; said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bv. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$3,150., Mini Festivals.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bw. Temporary emergency resolution appropriating \$3,150., Mini Festivals; said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bx. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$255,000., Emergency Shelter Grant.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-by. Temporary emergency resolution appropriating \$255,000., Emergency Shelter Grant; said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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May 1, 1991

- 7-R-bz. Temporary emergency resolution appropriating \$10,000., Police Department, Other Expenses, Equipment; said funds shall be provided in 1991 budget. (To purchase typewriters)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ca. Resolution establishing Temporary Appropriation for Various Departments and Agencies, and Deferred Charges and Statutory Expenditures, Municipal; totalling \$24,308,625. (May 1, 1991 to May 31, 1991)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cb. Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$2,398,868. (May 1, 1991 to May 31, 1991)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Council Member Carrino, through the Chair, requested the City Clerk to communicate with Director Pagano, State Division of Motor Vehicles inquiring about the criteria for persons receiving a handicapped motor vehicle license.

- 7-R-cc. Resolution declaring an emergency exists as to an "Ordinance to amend and supplement Title 24, Transportation, Chapter 1, Taxicabs, Sections 1, 3, 4, 9, 10, 25, 54 and 59, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By providing for more rules and regulations for Taxicab Operators, to raise the current taxicab rates and imposing penalties for violations thereof)", Ordinance 6-Ph, S & F-a, being finally adopted May 1, 1991, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cd. Resolution amending Resolution 7-R-bh, November 16, 1987, redesignating bus stop locations throughout City of Newark and installing bus stop signs throughout City of Newark... by deleting therefrom the following: Along 1st Avenue, eastbound on the southerly side thereof at North 12th Street, northside, beginning at westerly curb line of North 12th Street and extending 105 feet westerly therefrom; Along Bloomfield Avenue, eastbound on southerly side thereof at 4th Street, Northside, beginning at westerly curb line of 4th Street and extending 105 feet westerly therefrom; Along Mt. Prospect Avenue, southbound on westerly side thereof at Verona Avenue, farside, beginning at southerly curb line of Verona Avenue and extending 105 feet southerly therefrom.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

May 1, 1991

- 7-R-ce. **Resolution endorsing the repeal of Sections 2, 3, 4, 7, 8, 9, 10, 11 and 18 of Chapter 86 of the Laws of 1986, as amended and supplemented "P.L. 1961, c. 40 (N.J.S.A. 40:55C-40, et. seq.)," commonly known as the Fox-Lance Tax Law. (These sections allow the extension of certain tax abatements under the "Urban Renewal Corporation and Association Law of 1961.)**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cf. **Resolution supporting the International Longshoremen's Association in its efforts in paying homage to all deceased waterfront workers.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-1. **Resolution recognizing and commending The Daughters of Abyssinian on this 51st Anniversary.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-2. **Resolution recognizing and commending The North Jersey Alumnae Chapter of Delta Sigma Theta Sorority, Inc.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-3. **Resolution recognizing and commending David Klurman, lifelong resident of Newark, on the esteemed occasion of being presented the "1991 B'Nai B'Rith Citizenship" Award.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-4. **Resolution recognizing and commending Elizabeth Flood for her humanitarian achievements.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-5. **Resolution recognizing and commending the St. Benedict's Preparatory School 1990 Soccer Team for its outstanding athletic achievements.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-6. Resolution recognizing and commending Daniel E. Portella on his retirement as Principal of Speedway Avenue School.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-7. Resolution recognizing and commending Maplewood Township Police Officers Robert M. Dombrowski, Jr. and Paul Conlon, for their role in assisting members of the Newark Police Department with the apprehension of several suspects involved in a high speed gun chase within the City of Newark.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg-8. Resolution recognizing and commending Joseph "Raymond" Hahn, husband of Mrs. Ellie Hahn, on the occasion of his 60th Birthday celebration on April 27, 1991.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ch-1. Resolution recognizing and commending the Administration, Faculty and Student (A.S.) Body of Ann Street School for their loyal and patriotic support of the American and Allied Forces during the Persian Gulf War.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ch-2. Resolution recognizing and commending the Administration, Faculty and Student (A.S.) Body of Oliver Street School for their loyal and patriotic support of the American and Allied Forces during the Persian Gulf War.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ch-3. Resolution recognizing and commending Anthony J. Ammiano, Chief Financial (A.S.) Officer of Del-Sano Contracting Corporation, for his many years of faithful and dedicated service to the Greater Newark Community.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

May 1, 1991

- 7-R-ch-4. Resolution recognizing and commending St. Mark's AME Zion Church on the grand**
(A.S.) occasion of its annual Men's Day Celebration observed on Sunday, April 28, 1991.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ch-5. Resolution recognizing and commending the Quilla E. Talmadge Civic Association**
(A.S.) for exemplary community service.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ch-6. Resolution recognizing and commending April 26, 1991 as the Fifth Anniversary**
(A.S.) of the Chernobyl Nuclear Plant Disaster in the Ukraine, U.S.S.R.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ch-7. Resolution recognizing and commending The Honorable Manuel Galante, Mayor**
(A.S.) of Ilhavo, Portugal.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ch-8. Resolution recognizing and commending St. James A.M.E. Church on its contributions**
(A.S.) to the Newark Community.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ch-a. Resolution by the Newark Municipal Council declaring the month of May, 1991**
(A.S.) as Older Americans Month.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ci. Resolution amending Resolution 7-R-cg (A.S.), February 6, 1991 with C. H. Sanders**
(A.S.) Construction Co., Inc. for construction of four (4) Newsstands/Bus Shelters and three (3) Police Kiosks in the amount of \$350,200. plus a Change Order in the amount of \$82,509. for a total of \$432,709., by providing for partial payment upon completion of each structure and changing completion date to June 30, 1991.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cj. **Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into contract with North Ward Center Inc., lowest responsible quote received, for Business Office Skills (Word Processing/Secretarial) Training Program for Older Workers, Number PY 90-10-01, for period July 2, 1990 to June 28, 1991; total amount of contract shall not exceed \$33,600., for twelve (12) participants during seventeen (17) weeks; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title 3% Older Workers.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Grant.

Not Voting: Council Members Harris, Tucker.

At a later time in the meeting after Motion 7-M-bx, Council Member Harris requested his vote be changed from not voting to the affirmative.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Grant.

Not Voting: Council Members Tucker.

- 7-R-ck.
(A.S.) **Temporary emergency resolution appropriating \$2,000., Department of Health and Human Services, Director's Office, Miscellaneous, Illegal Dumping; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cl.
(A.S.) **Temporary emergency resolution appropriating \$175,000., Capital Improvements, Douglas Harrison Park Renovation; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cm.
(A.S.) **Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$497,987.49, Child Care Food Program.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cn.
(A.S.) **Temporary emergency resolution appropriating \$497,987.49, Child Care Food Program; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-co.
(A.S.) **Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$84,881., Port Authority of New York and New Jersey Homeless Services Program.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for May 7, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, was made by Council Member Villani, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cp.
(A.S.) **Temporary emergency resolution appropriating \$84,881., Port Authority of New York and New Jersey Homeless Services Program; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for May 7, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, was made by Council Member Villani, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cq.
(A.S.) **Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Newark Community School of the Arts, to provide visual and performing art lessons, for period May 1, 1990 to April 30, 1991; maximum amount of contract is \$100,000.; funds provided in HCDA Year XVI.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cr.
(A.S.) **Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Newark Boys Chorus School, to provide quality cultural programming, for period May 1, 1990 to April 30, 1991; maximum amount of contract is \$50,000.; funds provided in HCDA Year XVI.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cs.
(A.S.) **Resolution declaring the week of May 4-10, as "AIDS Awareness Week" within the City of Newark.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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May 1, 1991

7-R-ct.
(A.S.) Resolution authorizing Mayor and Budget Director to file request for funds with New Jersey Urban Enterprise Zone in amount of \$120,000. to purchase twenty-four hand held computers, Municipal Budget Match-\$30,000. for six additional computers, totalling \$150,000. for 30 computers. (To be used by police officers to eliminate scofflaws and stolen vehicles in Urban Enterprise Zone)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cu.
(A.S.) Temporary emergency resolution appropriating \$127,745., Department of Health and Human Services, Recreation and Cultural Affairs, Services by Contract or Agreement, Drum and Bugle Corps \$100,000., 325th Anniversary Celebration \$27,745.; said funds shall be provided in 1991 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cv.
(A.S.) Resolution ratifying and authorizing Corporation Counsel to execute contract with Acres Land Title Agency Inc., 286 Essex Street, Millburn, New Jersey 07041, to secure Title Searches and Title Insurance pursuant to In Rem Tax Foreclosure procedures, for total sum not to exceed \$62,750., contract shall be for term of eight months commencing April 1, 1991. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contract Law (N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cw.
(A.S.) Resolution amending Resolution 7-R-1, January 9, 1991, contract with Community Counseling Service Co., Inc., to assist Metro New Jersey/Meadowlands Convention and Visitors Bureau in preparing a feasibility study to determine viability of conducting fund raising campaign, in amount of \$18,000., for period not to exceed six weeks from adoption of resolution, by extending period not to go beyond December 31, 1991, by amending scope of services and by including Metro New Jersey/Meadowlands Convention and Visitors Bureau as a third party to agreement; no additional funds required.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cx.
(A.S.) Resolution amending Resolution 7-R-f, February 20, 1991, contract with Metro New Jersey/Meadowlands Convention Center, for purpose of pursuing potential economic benefit of City through tourism and convention industry, for sum of \$9,000., for period January 1, 1991 to December 31, 1991.....by changing scope of services as set forth in Paragraph B of contract; no additional funds required.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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May 1, 1991

7-R-cy.
(A.S.)

Resolution declaring an emergency exists as to an "Ordinance amending Sections 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on street parking regulations on Broad Street, East Side, from Franklin Street to Green Street, "Ordinance 6-Ph-S & F-1, being finally adopted on May 1, 1991, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cz.
(A.S.)

Resolution by the City of Newark to contribute \$10,000., to the New Jersey Vietnam Veterans Memorial Committee toward the construction of a Memorial at the Garden States Arts Center in New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Motions.

7-M-a.

A MOTION SUPPORTING ASSEMBLY BILL A-1166 (KALIK) WHICH WOULD REQUIRE COUNTY COLLEGES THROUGHOUT THE STATE TO ESTABLISH DAY CARE CENTERS ON THEIR RESPECTIVE CAMPUSES FOR STUDENTS WITH PRE-SCHOOL CHILDREN was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-M-b.

A MOTION SUPPORTING ASSEMBLY BILL A-1392 (BRYANT) WHICH WILL MAKE IT A SPECIFIC CRIMINAL OFFENSE TO DISTRIBUTE, DISPENSE OR POSSESS ILLICIT DRUGS WITHIN 1,000 FEET OF A PUBLIC HOUSING COMPLEX was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-M-c.

A MOTION RECOGNIZING AND COMMENDING MARILYN J. MOREHEUSER, DIRECTOR OF THE EDUCATION LAW CENTER OF NEW JERSEY AND PENNSYLVANIA ON BEING NAMED 'WOMAN OF THE YEAR' BY THE ZONTA CLUB OF GREATER NEWARK was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-M-d.

A MOTION REQUESTING THE LIGHTHOUSE COMMUNITY SERVICES AT 487 WASHINGTON STREET, TO SERVE AS A CONTACT POINT FOR THE HOMELESS RESIDENTS OF THE CITY OF NEWARK AND AFFIRMATIVELY ENCOURAGE THEM TO REGISTER AND VOTE IN LIGHT OF THE RECENT ATTORNEY GENERAL RULING was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Carrino.

7-M-e.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF ATTORNEY FLOYD B. McKISSACK, SR., NOTED CIVIL RIGHTS LEADER AND FORMER DIRECTOR OF C.O.R.E. was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-f. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. JULIA R. WARD BONIELLO OF NEWARK** was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-g. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. NATHANIEL DOUGLAS, SR. OF NEWARK** was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-h. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. GRACE WICKS OF NEWARK** was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-i. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. THELMA L. LOWRY OF NEWARK** was made by President Grant, seconded by Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-j. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GEORGE PALLITTO OF NEWARK** was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-k. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ANGELINA GESUMARIA BASILE OF NEWARK** was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-l. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CLARK SOWELL OF NEWARK** was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-m. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. SHIRLEY MAE SMITH OF NEWARK** was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-n. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ALONZO JACKSON OF NEWARK** was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-o. **A MOTION REQUESTING THE SUPPORT OF THE MUNICIPAL COUNCIL, ADMINISTRATION AND THE CORPORATE SECTOR IN HOSTING AN OFFICIAL 'HOMECOMING' EVENT FOR NEWARK RESIDENTS WHO GALLANTLY SERVED IN THE PERSIAN GULF WAR** was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-M-p.** A MOTION EXPRESSING SINCERE APPRECIATION TO THE NEWARK DEPARTMENTS OF GENERAL SERVICES AND ENGINEERING FOR ASSISTING IN THE RENOVATION OF 'HANK' AARON FIELD was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-q.** A MOTION CONGRATULATING FRANK AND ROSE ROSANIA ON THE OCCASION OF THEIR FIFTIETH ANNIVERSARY was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-r.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MINOR LOUIS "RED" BOUNDS, 68, MAYOR OF NEWARK, TEXAS was made by Council member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-s.** A MOTION SUPPORTING ASSEMBLY BILL A-1389 (BRYANT) IN WHICH WELFARE RECIPIENTS COULD ACCESS THEIR MONTHLY PAYMENTS THROUGH AN ELECTRONIC BANK CARD SYSTEM AND ESTABLISH SAVINGS ACCOUNTS AT LOCAL AND NEIGHBORHOOD BANKING INSTITUTIONS was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-t.** A MOTION SUPPORTING ASSEMBLY BILL A-4688 (BROWN & WATSON) WHICH WOULD PROVIDE SUPPLEMENTAL APPROPRIATION FOR THE STATE DEPARTMENT OF HUMAN SERVICES, INCLUDING \$223 MILLION TO SUPPLEMENT MEDICAID PAYMENTS was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-u.** A MOTION RECOGNIZING AND COMMENDING NEWARK MAYOR SHARPE JAMES ON BEING ELECTED VICE-PRESIDENT OF THE NEW JERSEY CONFERENCE OF MAYORS was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-v.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DR. HERMAN G. GONNELLI OF BLOOMFIELD, RETIRED, NOTED NEWARK PHARMACIST was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-w.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARY E. RAGINS OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-x.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. NICK BIZZARRO OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-y.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. RONALD WILLIAM GRADY OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-z.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. EULALIE STITH OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-ba.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN DOUGLAS CARSON OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bb.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ROBERT LEE BATTLE OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bc.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MICHAEL RIDEOUT OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bd.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF UNITED STATES HOUSE OF REPRESENTATIVES CONGRESSMAN GALLO'S MOTHER was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-be.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT HE PASSING OF MR. ROBERT T. PICKETT, SR., THE DEAR FATHER OF MR. ROBERT T. PICKETT, JR., ASSOCIATE COUNSEL TO GOVERNOR FLORIO was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bf.** A MOTION CONGRATULATING ROBERT P. MARASCO ON THE DISTINGUISHED OCCASION OF BEING APPOINTED BY THE HONORABLE JIM FLORIO, GOVERNOR OF NEW JERSEY, TO THE VIETNAM VETERAN'S MEMORIAL COMMISSION was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bg.** A MOTION EXPRESSING CONCERN ABOUT THE UNCLEAN CONDITION OF THE SAINT PETERS RECREATION CENTER FACILITY was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-M-bh.** A MOTION REQUESTING THE DEPARTMENT OF ENGINEERING TO PROVIDE A STATUS REPORT ON THE PROPOSED BUS SHELTERS WHICH ARE SCHEDULED TO BE PLACED AT VARIOUS SITES THROUGHOUT THE CENTRAL WARD was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bi.** A MOTION REQUESTING TO KNOW THE LEGAL STATUS OF THE ARMED SECURITY ORDINANCE was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bj.** A MOTION REQUESTING THE APPROPRIATE OFFICIALS TO AMEND THE TRAFFIC TICKET BOOK TO INCLUDE THE ANTI-CRUISEING ORDINANCE was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bk.** A MOTION REQUESTING ADMINISTRATION TO GIVE CONSIDERATION IN THE FUTURE TO THE AWARING OF TITLE SEARCH CONTRACTS TO MINORITY CONTRACTORS IN NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bl.** A MOTION REQUESTING THAT THE LAW DEPARTMENT PETITION THE UNITED STATES BANKRUPTCY COURT AT NEWARK, IN THE CASE OF ONE WASHINGTON PARK URBAN RENEWAL ASSOCIATION REGARDING THE GOVERNING BODY'S INTENT TO RESCIND SAID ENTITY'S TAX ABATEMENT AGREEMENT AND HAVE THE PROPERTY PLACED ON THE TAX ROLLS AD VALOREM was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bm.** A MOTION REQUESTING THAT THE OFFICE OF THE BUSINESS ADMINISTRATOR LOOK INTO THE FEASIBILITY OF HAVING CONTRACTS THROUGHOUT THE ENTIRE CITY FOR THE PURPOSE OF WASHING POLICE VEHICLES was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bn.** A MOTION REQUESTING INFORMATION AS TO HOW MAACO AUTO IS CONTINUING TO DO WORK ON CITY VEHICLES WITHOUT A CONTRACT was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bo.** A MOTION DIRECTING THE CITY CLERK TO PREPARE AN ADVERTISEMENT INFORMING THE GENERAL PUBLIC OF THE CITY'S STRICT ENFORCEMENT OF THE NOISE ORDINANCE was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-M-bp.** A MOTION REQUESTING THAT THE DIRECTOR, DIVISION OF PERMITS AND LICENSES ASCERTAIN THAT IF A COIN-OPERATED AMUSEMENT LICENSE IS SUSPENDED OR REVOKED FOR ANY VIOLATION OF CITY ORDINANCE, THAT THE APPLICANT SHALL NOT RECEIVE ANOTHER LICENSE FOR ONE YEAR AFTER SUCH SUSPENSION OR REVOCATION was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bq.** A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO PREPARE THE NECESSARY LEGISLATION WHICH WOULD ALLOW THE BUS STOP LOCATED ON STUYVESANT AND 18TH AVENUES TO BE MOVED FROM THE SOUTH WEST CORNER OF THE BLOCK TO THE NORTH WEST CORNER OF THE SAME STREET was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-br.** A MOTION REQUESTING THAT THE POLICE DIRECTOR INVESTIGATE THE ALLEGED SALE OF DRUGS AT THE INTERSECTION OF HANSBURY AVENUE AND PARKVIEW TERRACE was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bs.** A MOTION REQUESTING THAT THE NEWARK POLICE DEPARTMENT CAPTAINS ASCERTAIN THAT THE ORDINANCES PROHIBITING THE PARKING OF TRACTOR TRAILERS ARE STRICTLY ENFORCED was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bt.** A MOTION REQUESTING AN ACCOUNTING OF THE MCKINLEY ACT AND OTHER FUNDS FOR THE HOMELESS WHICH THE CITY HAS RECEIVED FOR THE PAST TWO YEARS, IDENTIFYING THE DOLLARS PER SUBRECIPIENTS, CONTRACTORS AND THE SERVICE PROVIDED was made by Council Member Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bu.** A MOTION CONGRATULATING MS. GUILLERMINA CRUZ ON HER ELECTION AS A MEMBER OF THE NEWARK BOARD OF EDUCATION AND MS. ELEANOR COPPOLA GEORGE AND MS. EVELYN WILLIAMS ON THEIR RE-ELECTION AS A MEMBERS OF THE NEWARK BOARD OF EDUCATION was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bv.** A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF LAND USE CONTROL INVESTIGATE THE GARBAGE AND DEBRIS ACCUMULATED NEXT TO THE IGA SUPERMARKET LOCATED AT 125 AVON AVENUE was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-M-bw.

A MOTION REQUESTING THE ADMINISTRATION TO STUDY THE FEASIBILITY OF COMPENSATING THOSE MERCHANTS WHO INCUR THE COST OF REMOVING GRAFFITI FROM THE EXTERIOR OF THEIR BUSINESSES THROUGHOUT THE CITY was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-M-bx.

A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING PERFORM AN INSPECTION OF THE NEWARK LEGAL COMMUNICATIONS CENTER AND ISSUE THE APPROPRIATE DOCUMENT IF THE BUILDING IS DETERMINED TO BE SUBSTANTIALLY COMPLETE was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

COMMUNICATIONS AND PETITIONS.

Communications.

8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1991, enclosing proposed "Ordinance to amend Title 11AA, Fire Prevention Code, Chapter 13, Portable Kerosene Heaters, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to limit the prohibition of kerosene and other portable heaters to their use in structures and buildings."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 15, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1991, enclosing proposed "An ordinance providing for the vacation of No. 10th Street, as laid out 60 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of Bloomfield Avenue to the southerly line of Berkeley Avenue)." (North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Central Planning Board)

A motion directing the City Clerk to place this ordinance on the May 15, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1991, enclosing proposed "Ordinance granting permission to Seton Company to construct and maintain a sewer line running along Verona Avenue beginning in Lot 22 on Block 822 and ending at McCarter Highway." (North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 15, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 8-d. Communication from Business Administrator Monteilh, received April 22, 1991, enclosing proposed "Ordinance approving the purchase of premises commonly known as Block 44, Lots 33, 35, 36, 37, 40, 42, 43, 44 and 45 (Central Ward) from the Housing Authority of the City of Newark for a nominal consideration pursuant to the provisions of N.J.S.A. 40A:12-5 (a) (1)."

(\$1. - Various addresses on Eagle, James, Burnett and Bruce Streets)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-k, on page 6 in the minutes of this meeting)

- 8-e. Communication from Business Administrator Monteilh, received April 22, 1991, enclosing proposed "Ordinance approving the purchase of premises commonly known as Wallace Park, Newark, New Jersey, Block 420, Lot 1.02 (Central Ward) from the Housing Authority of the City of Newark for a consideration pursuant to the provision of N.J.S.A. 40A:12-5 (a) (1)." (\$11,450.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-l, on page 6 in the minutes of this meeting)

- 8-f. The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1991, enclosing proposed "Ordinance amending Ordinance 6-S & F-b, dated November 19, 1990, 'An ordinance approving the purchase of premises commonly known as 1128-1130 Broad Street, A/K/A Block 901, Lots 42 and 41; and 26 and 28 Gillette Place, A/K/A Block 2817, Lots 37 and 39 (East Ward), Newark, New Jersey, by the City of Newark, from Essex County College, a Body Corporate and Politic of the State of New Jersey for one (\$1.00) dollar, pursuant to the provisions of N.J.S.A. 40A:12-5 (a) (1),' to delete 26 and 28 Gillette Place, A/K/A Block 2817, Lots 39 and 37."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the ordinance to Administration per request of Director of Development was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-g. The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of "Contractual Services Coordinator" in the Department of Engineering)."

(Abolishing title no longer required by Department of Engineering).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 15, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 8-g. The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of "Contractual Services Coordinator" in the Department of Engineering)."

(Abolishing title no longer required by Department of Engineering).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 15, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-h. The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services,' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Analyst, Grant Applications/Program Monitor in the Department of Health and Human Services)."

(Analyst, Grant 1 1/1/91 \$26,948.18 - \$32,397.67

Applications/
Program Monitor
(35 Hours))

(Creating new title in Department of Health and Human Services in conjunction with Federal Grant Funded Program. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 15, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-i. The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control,' (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Executive Assistant and to abolish the title of Chief Field Representative, Property Improvement in the Department of Land Use Control)."

(Executive Assistant 1 1/1/91 \$39,306.40 - \$47,410.82
(35 Hours))

(Creating new title and abolishing old in Department of Land Use Control. Represented by Newark Council 21, Civil Service Association. No salary change).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 15, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-j. The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefore,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To create the title of Supervising Representative, Citizens Complaints and to abolish the title of Manager, Office of Citizen Services in the Office of the Mayor)."

(Supervising 1 1/1/90 \$38,756.00 - \$47,108.00
Representative,
Citizens Complaints)

(Creating new title and abolishing old in Office of Mayor as result of New Jersey Department of Personnel Reclassification. Not represented by any bargaining unit. No change in salary)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion directing the City Clerk to place this ordinance on the May 15, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-k. The City Clerk presented Communication from Business Administrator Monteilh, received April 23, 1991, enclosing proposed "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Aldine Street as a one-way street."
(Aldine Street - Southbound from Chancellor Avenue to Keer Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the May 15, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-l. Communication from Business Administrator Monteilh, received April 23, 1991, enclosing proposed "Ordinance to amend Title 10, Finance and Taxation, Chapter 15, to delete references to Conversions and Alterations and to require applicants to submit proofs of Owner-Occupancy and Construction costs."
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For further action on this item, see ordinance 6-F-m on page , in the minutes of this meeting)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

- 9-a. Proposed "Ordinance amending the Charter of the City of Newark, New Jersey, by the abandonment of the Run-Off Elections; pursuant to the provisions of N.J.S.A. 40A:45-21. (Placing on a public referendum at the general Election of November 5, 1991, for Newark Citizens to vote on the elimination of Municipal Run-Off Elections)".

A motion to table the ordinance was made by President Grant, seconded by Council Member Rice and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, President Grant.

No: Council Members Carrino, Martinez.

Not Voting: Council Member Villani.

NEW BUSINESS ON THE AGENDA.

None.

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MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from April 8, 1991 to April 23, 1991:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Parents Association of St. Lucy's School | 10285 |
| St. Benedict Booster Club | 10287 |
| St. Benedict Church | 10294 |
| St. Lucy's R.C. Church | 10344 |
| St. Benedict Church | 10474 |
| Saint Rose of Lima Church | 10475 |
| Blessed Sacrament Rosary Society | 10476 |
| Parents Association of St. Lucy's School | 10478 |

RAFFLE LICENSE

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Parents Association of St. Lucy's School | 10477 |
| Zonta International Club, Zonta Club of Greater Newark | 10479 |
| Zonta International Chapter | |
| Zonta Club of Greater Newark | 10480 |

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

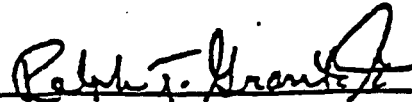
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 3:45 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, May 7, 1991

A special meeting the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 12:02 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Harris, Martinez, Villani, President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Carrino, Rice, Tucker.

City Clerk Marasco read letter dated May 2, 1991, from Council President Ralph T. Grant, Jr., calling a special meeting of the Municipal Council for Tuesday, May 7, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, to consider the following legislation:

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds in amount of \$84,881. and enter into agreement with Port Authority of New York and New Jersey, for provision of social services to homeless population at the Newark International Airport, for period January 1, 1991 through December 31, 1991...(Resolution 7-R-c, deferred May 1, 1991)

Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$84,881., Port Authority of New York and New Jersey Homeless Services Program. (Resolution 7-R-co (A.S.), deferred May 1, 1991)

Temporary emergency resolution appropriating \$84,881., Port Authority of New York and New Jersey Homeless Services Program; said funds shall be provided in 1991 budget. (Resolution 7-R-cp (A.S.), deferred May 1, 1991)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231 Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on May 2, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds in amount of \$84,881. and enter into agreement with Port Authority of New York and New Jersey, for provision of social services to homeless population at the Newark International Airport, for period January 1, 1991 through December 31, 1991; does not require expenditure of municipal funds. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Villani, President Grant.

Absent: Council Members Carrino, Rice, Tucker.

Council Member Villani, through the the Chair, directed the City Clerk to communicate with Manager, Division of Community Health Wallace requesting that in future contracts with the Port Authority for this funding, any reference to the repayment of monies from McKinney Homeless Assistance Act for these services, be deleted.

Spec. Itg., 5-7-91

1274
May 7, 1991

- 7-R-b. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$84,881., Port Authority of New York and New Jersey Homeless Services Program.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Villani,
President Grant.

Absent: Council Members Carrino, Rice, Tucker.

- 7-R-c. Temporary emergency resolution appropriating \$84,881., Port Authority of New York and New Jersey Homeless Services Program; said funds shall be provided in 1991 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Villani,
President Grant.

Absent: Council Members Carrino, Rice, Tucker.

ADJOURNMENT.

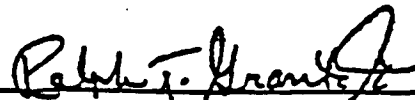
- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Villani,
President Grant.
Absent: Council Members Carrino, Rice, Tucker.

This meeting adjourned at 12:04 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

1275

Newark, New Jersey, May 10, 1991

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey.

City Clerk Marasco called the meeting to order at 11:47 A.M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

City Clerk Marasco read letter dated May 7, 1991, from Council President Ralph T. Grant, Jr., calling a special meeting of the Municipal Council for Friday, May 10, 1991, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, Newark, New Jersey, for the purpose of **INTRODUCING THE 1991 BUDGET.**

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on May 7, 1991, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco, citing the Administrative Code of the City, stated "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should not quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another day or hour.'"

The City Clerk stated this meeting is rescheduled to Wednesday, May 15, 1991, at 11:00 A.M., or as soon thereafter as practical.

APPROVED:



Robert P. Marasco
City Clerk

Newark, New Jersey, May 14, 1991

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey at 12:20 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Branch, Harris, Martinez, Rice, Villani,
President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Council Members Bradley, Carrino, Tucker.

City Clerk Marasco read letter dated May 10, 1991, from His Honor, Mayor Sharpe James, calling a special meeting of the Municipal Council for Tuesday, May 14, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, to consider **THE APPOINTMENT OF MR. CLAUDE M. COLEMAN, AS A MUNICIPAL COURT JUDGE.**

City Clerk Marasco stated, "In accordance with New Jersey P.L., Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on May 10, 1991, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

(Council Member Bradley arrived 12:21 P.M.)

COMMUNICATIONS.

8-a. (S) The City Clerk presented Communication from His Honor, Mayor Sharpe James, received May 10, 1991, appointing, subject to confirmation, Mr. Claude M. Coleman, 429 Lenox Place, South Orange, New Jersey, as a Municipal Court Judge.
(Copy of communication submitted to each Member of the Council)

A motion to confirm the appointment of Mr. Claude M. Coleman, to serve as Municipal Court Judge was made by President Grant, seconded by Council Member Harris.

President Grant: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani,
President Grant.
Absent: Council Members Carrino, Tucker.

President Grant: This appointment is confirmed.

Mayor Sharpe James praised Mr. Coleman for his work as Director of the Police and Fire Departments.

ADJOURNMENT.

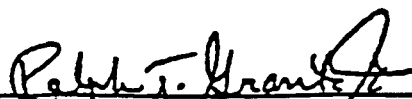
12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani,
President Grant.
Absent: Council Members Carrino, Tucker.

This meeting adjourned at 12:25 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, May 15, 1991

A rescheduled special meeting of May 10, 1991 of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 12:52 P. M.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Bradley, Harris, Martinez, Tucker,
President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Council Members Branch, Carrino, Rice, Villani.

City Clerk Marasco read letter dated May 10, 1991, from Hon. Ralph T. Grant, Jr., President of the Municipal Council, rescheduling the special meeting of the Municipal Council from Friday, May 10, 1991, to Wednesday, May 15, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, for the purpose of **INTRODUCING THE 1991 MUNICIPAL BUDGET, AND TO CONSIDER ANY OTHER RELATED ACTIONS DEEMED NECESSARY.**

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this rescheduled meeting was similarly disseminated on May 10, 1991, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a. (S)

Resolution authorizing City of Newark to apply to Local Finance Board of the State of New Jersey for approval of the CAP waiver of \$15,736,193.44, in accordance with N.J.S.A. 40A:4-45.3.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Harris, Martinez, Tucker, President Grant.
Absent: Council Members Branch, Carrino, Rice, Villani.

7-R-b. (S)

Resolution requesting Division of Local Government Services in the Department of Community Affairs, to receive, examine and certify the Budget of the City of Newark, for year 1991, under the provisions of N.J.S.A. 40A:4-15.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Harris, Martinez, Tucker, President Grant.
Absent: Council Members Branch, Carrino, Rice, Villani.

7-R-c. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$72,600,029. (State Aid-Building Aid Allowance Schools-Advance-\$494,797.; Due from State and Federal Grants-\$3,907,348.; Reimbursement for Administrative, In-Kind and Operating Expenses-\$1,500,000.; Revenue from New Taxes-Hotel Taxes-\$2,050,000.; Revenue from New Taxes-Payroll Taxes-\$23,399,800.; Revenue from New Taxes-Parking Lot Receipts-\$7,137,000.; Reserve for the Sale of Foreclosed Property-\$4,000,000.; South Side Interceptor Sewer-Lease Payments-1990-\$500,000.; Payment in Lieu of Taxes-\$231,637.; Uniform Fire Safety Act: Registration Fees-\$410,000.; Investments held by Trustee for Refunded Bonds: Principal-\$1,980,000.; Interest-\$2,017,168.; Additional Sewer Service Charges-\$16,300,000.; Additional Fees-Municipal Court-\$700,000.; Franchise-Cable Fees-\$126,000.; Contribution City of East Orange for Passaic Valley Sewer-Additional-\$101,000.; Alcoholic Beverages-\$1,000,000.; White Goods-\$500,000.; Host Municipality Fees-\$3,000,000.; Interest and Costs on Taxes-Additional-\$580,000.; Due from Federal Government-Open Space and Neighborhood Facilities Grant-\$1,200,000.; Due from Newark Housing Authority-\$2,700,279.; AT&T Divestiture-\$265,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

May 15, 1991

A motion to amend the resolution by deleting therefrom Alcoholic Beverages-\$1,000,000. and White Goods-\$500,000. was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Harris, Martinez, Tucker, President Grant.
Absent: Council Members Branch, Carrino, Rice, Villani.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Harris, Martinez, Tucker, President Grant.
Absent: Council Members Branch, Carrino, Rice, Villani.

President Grant indicated this budget is strictly a proposed budget submitted by the Mayor and does not reflect the views of the Municipal Council who will work to submit a final budget with the lowest possible tax rate.

- 7-R-d. (S) Resolution introducing the Local Budget of the City of Newark, for the Year 1991, authorizing advertising and establishing the hearing date on the Budget and Tax Resolution as June 19, 1991, at 11:00 A.M.; further, the Budget be published in the Newark Star Ledger on June 5, 1991.**

City Clerk Marasco stated the hearing on the budget and tax resolution would be held in the Council Chamber on June 19, 1991. He read the following:

General Appropriations for the Year 1991

Appropriations within "CAPS":

Municipal Purposes is \$245,577,787.89

Appropriations excluded from "CAPS"

Municipal Purposes is \$94,404,354.44

Local District School Purposes in Municipal Budget is \$10,330,070.00

Total General Appropriations excluded from "CAPS" is \$104,734,424.44

Reserve for Uncollected Taxes is \$28,863,500.00

The Total General Appropriations is \$379,179,712.33

Less: Anticipated Revenues Other Than Current Property Tax is \$294,760,267.00

Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes is \$84,414,627.33

Addition to Local District School Tax is \$818.00

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Harris, Martinez, Tucker, President Grant.
Absent: Council Members Branch, Carrino, Rice, Villani.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Harris, Martinez, Tucker, President Grant.
Absent: Council Members Branch, Carrino, Rice, Villani.

1279

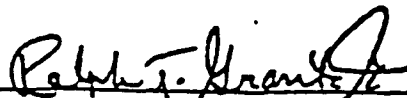
May 15, 1991

This meeting adjourned at 12:56 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, May 15, 1991

Prior to the regularly scheduled meeting various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:25 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Marie Reddick, Zion Hope Baptist Church, Newark.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel James Walker, Public Relations Consultant Lois Redisch, Lucy Gracie Brown, Representating Harold Edwards, Lieutenant Joseph Pandolfi and Lieutenant William Burgess, Sergeants-At-Arms.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was disseminated on May 9, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented **Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for the month of December, 1990.**

A motion to approve the Report of Contracts Awarded recommended by Purchasing Agent and approved by the Business Administrator for month of December, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 4-b. The City Clerk presented **Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for the month of March, 1991.**

A motion to approve the Report of Contracts Awarded recommended by Purchasing Agent and approved by the Business Administrator for month of March, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council as follows: Martino General Contractors-Roof Repair-\$43,000.; and Brantley Bros. Moving & Storage-Moving Services Emanuel Church-\$31,626., was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 4-c. The City Clerk presented **Reports of the Office of the City Clerk, for the months of January, 1991 through March, 1991.**

A motion that the reports be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

May 15, 1991

- 4-d. The City Clerk presented **Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for the month of April, 1991.**

A motion to approve the Report of Contracts Awarded recommended by Purchasing Agent and approved by the Business Administrator for month of April, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council as follows: Ebon Services International, Inc.-Janitorial Services Part A-\$300,000., Lisbon Cleaning Inc.-Janitorial Services Part B-\$300,000.; Unistrut Eastern-Sign & Anchor Posts-\$20,000.; Traffic Products Inc.-Traffic Signals-\$40,000.; Various-Employment of five Substance Abuse Counselors-\$68,195.; and Various-Employment-two Psychiatric Social Caseworkers-\$32,466., was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Oliver Street and Van Buren Street.**

(Oliver Street and Van Buren Street:

Stop Signs shall be installed on all approaches.)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 6-F-b. The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by designating River Street as a one-way Street.**

(Deleting:

River Street, Westbound, from Raymond Boulevard to McCarter Highway)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

May 15, 1991

6-F-c.

The City Clerk read **An ordinance to amend Title 27, Zoning, Chapter 3, Section 44 and Chapter 4, Section 7, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To prohibit non-automatic auto laundries and to make such laundries conditional uses).**

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

6-F-d.

The City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Warren Street as a through street. (Central Ward)**

(Warren Street, between Norfolk Street and Lock Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-e.

The City Clerk read **An ordinance to amend Title 11AA, Fire Prevention Code, Chapter 13, Portable Kerosene Heaters, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to limit the prohibition of kerosene and other portable heaters to their use in structures and buildings.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

6-F-f.

The City Clerk read **An ordinance providing for the vacation of No. 10th Street, as laid out 60 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of Bloomfield Avenue to the southerly line of Berkeley Avenue). (North Ward)**

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

1283
May 15, 1991

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

President Grant: The yeses are eight, the noes are none and one absent during roll call. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

6-F-g.

The City Clerk read **An ordinance granting permission to Seton Company to construct and maintain a sewer line running along Verona Avenue beginning in Lot 22 on Block 822 and ending at McCarter Highway. (North Ward)**
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

President Grant: The yeses are eight, the noes are none and one absent during roll call. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

6-F-h.

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of "Contractual Services Coordinator" in the Department of Engineering).**
(Abolishing title no longer required by Department of Engineering).
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Villani, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

President Grant: The yeses are eight, the noes are none and one absent during roll call. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

6-F-i.

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Analyst, Grant Applications/Program Monitor in the Department of Health and Human Services).**

(Analyst, Grant 1 1/1/91 \$26,948.18 - \$32,397.67
Applications/
Program Monitor
(35 Hours))

(Creating new title in Department of Health and Human Services in conjunction with Federal Grant Funded Program. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

1284

May 15, 1991

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

6-F-j.

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control," (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Executive Assistant and to abolish the title of Chief Field Representative, Property Improvement in the Department of Land Use Control).**

(Executive Assistant 1 1/1/91 \$39,306.40 - \$47,410.82
(35 Hours))

(Creating new title and abolishing old in Department of Land Use Control. Represented by Newark Council 21, Civil Service Association. No salary change).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Harris.

President Grant: The yeses are eight, the noes are none and one not voting. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

6-F-k.

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefore," (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To create the title of Supervising Representative, Citizens Complaints and to abolish the title of Manager, Office of Citizen Services in the Office of the Mayor).**

(Supervising 1 1/1/90 \$38,756.00 - \$47,108.00
Representative,
Citizens Complaints)

(Creating new title and abolishing old in Office of Mayor as result of New Jersey Department of Personnel Reclassification. Not represented by any bargaining unit. No change in salary)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Not Voting: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one not voting. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

6-F-l.

The City Clerk read **An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Aldine Street as a one-way street.**

(Aldine Street - Southbound from Chancellor Avenue to Keer Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

May 15, 1991

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-b on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-m.

The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2019, Lot 9.02 more commonly known as 65 Lexington Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Antonio Cunha and David Currais)**

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-c on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-n.

The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2079, Lot 49 more commonly known as 20 Kossuth Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Salah and Aber Lagili)**

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-d on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-o.

The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2080, Lot 24 more commonly known as 47 Kossuth Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Jaime and Ine DaCunha)**

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

May 15, 1991

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-e on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-p.

The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 1948, Lot 7 more commonly known as 418 No. 6th Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Armando C. Mirao)**

(North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-f on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-q.

The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 600, Lot 20 more commonly known as 614 Third Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Antonio Paredes)**

(North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-g on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-r.

The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2012, Lot 12 more commonly known as 17 Read Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Jose and Mercedes Vazquez)**

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

May 15, 1991

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-h on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-s.

The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 1127, Lot 80.01 more commonly known as 215-217 Malvern Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Cesar and Elsa Vaca)**

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-i on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-t.

The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 3712, Lot 26 more commonly known as 424-426 Clinton Place for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (JAD & BB Building Inc.)**

(South Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-j on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-u.

The City Clerk read **An ordinance granting (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 945, Lot 48 more commonly known as 228 East Kinney Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Dino Spadevecchia)**

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

May 15, 1991

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-k on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-v.

The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2476, Lot 4 more commonly known as 113 Fleming Avenue for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Antonio Correia)**

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-l on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-w.

The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2074, Lot 33 more commonly known as 104 Niagara Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Manuel and Mafalda Fragoso)**

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-m on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-x.

The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 914, Lot 19 more commonly known as 76 Elm Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Carlos and Maria DoCarmo Grilo)**

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

May 15, 1991

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-n on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 6-F-y. The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 998, Lot 11 more commonly known as 46-50 Gotthart Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Ventura L. and Dulce P. Goncalves)**
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-o on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 6-F-z. The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 936, Lot 33 more commonly known as 81 Pacific Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Joao Franco)**
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-p on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-ba.

The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 1948, Lot 52.02 more commonly known as 383 North 7th Avenue for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Celso Loureiro and Maria Yasabel)**
(North Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-q on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-bb.

The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2017, Lot 24 more commonly known as 33 Mott Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Francisco and Adriana Meleiro)**
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-r on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-bc.

The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 925, Lot 54 more commonly known as 102 Tichenor Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Jose Rodriguez)**
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

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A motion to consider Item 8-s on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 6-F-bd. The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2079, Lot 47 more commonly known as 24 Kossuth Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Osvaldo and Martha Dafonseca)**
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-t on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 6-F-be. The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2019, Lot 9.01 more commonly known as 63 Lexington Avenue for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Antonio Cunha and David Currais)**
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-u on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 6-F-bf. The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2482, Lot 6.01 more commonly known as 12 Cortland Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Francisco and Maria Cunha)**
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

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A motion to consider Item 8-y (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-bg.
(A.S.)

The City Clerk read **An ordinance supplementing Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Chapter 17, Cruising (by codifying Ordinance 6-S & F-e, May 2, 1990 into Sections 23:17-1 et seq.)**

(Copy of ordinance submitted to each Member of the Council)
(Does not require approval of Department of Transportation)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

A motion to consider Item 8-z (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-bh.
(A.S.)

The City Clerk read **An ordinance amending Sections 23:5-1 and 23:5-2, of the Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Branford Place.**

(Deleting: Branford Place, south side, from Broad Street to Halsey Street.
Adding: Branford Place, from Broad Street to Halsey Street, 12:00 P.M. to 2:00 P.M., Fridays only
(Does not require approval of Department of Transportation)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 5, 1991.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading, and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to grant five (5) years of tax abatement for a commercial improvement erected on premises known as 261-289 Fabyan Place, Block 3086, Lot 24 (36) on the Official Tax Map (Year 1990) of the City of Newark, New Jersey.

May 15, 1991

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That pursuant to the laws of New Jersey and the Revised Ordinances of the City of Newark (R.O. 10:11-1, et. seq.) the Municipal Council of the City of Newark has approved as in the best interest of the City of Newark an application and Agreement with Sanford Nalitt for a new commercial improvement consisting of 30,125 square feet to house 12 stores at premises commonly known as 261-289 Fabyan Place, Block 3086 Lot 24 (36), Newark, New Jersey owned by the applicant.
2. That in consideration of said tax abatement on the new improvement Sanford Nalitt will pay the City of Newark an annual service thereon of approximately \$51,703.80 representing 15% of the net rental during months 1 through 30. The annual service charge during months 31 through 60 will be \$52,491.60 based upon projected net rental. At the end of each fiscal year, the applicant must provide proof of all real estate taxes, common area costs and insurance paid by each tenant under the leases. Said proof must be in the form of a financial audit provided to the Manager of the Division of Special Taxes and Tax Abatements within 90 days of the close of each fiscal year or within 90 days of the passage of this ordinance as the case may be. Gross annual revenues will be calculated and 15% of gross revenues will be determined subsequent to the receipt of the financial audit. In the event that the gross revenues exceed the projected net revenues, the applicant will be required to pay 15% of the gross revenues pursuant to law. The financial audit must be done by a Certified Public Accountant licensed to practice in the State of New Jersey.
3. That the annual service charge on the improvement shall be paid quarterly, together with, and on the same due dates as the taxes on land for said premises 261-289 Fabyan Place, Block 3086, Lot 24 (36).
4. That the entity shall submit to the Division of Tax Abatement and Special Tax within the Department of Finance certified total project cost audit within sixty (60) days from the date of execution of the financial agreement.
5. That this Ordinance shall take effect upon publication and passage according to law. This tax abatement is further conditioned upon the entity entering into an agreement with the City of Newark same to be executed by the Mayor and approved by the Corporation Counsel. Failure of the entity to execute said Agreement within (30) days of its receipt will terminate this tax abatement.
6. That an executed Agreement authorized by this Ordinance shall be filed with the City Clerk by the Department of Law within sixty (60) days from the date of adoption.
7. That all outstanding taxes, water and sewer charges and advertising costs for publishing this Ordinance shall be paid by Sanford Nalitt before the Agreement shall be executed by the City and delivered to them. Should the applicant fail to pay any outstanding obligations within thirty (30) days of the passage of this Ordinance, the Tax Assessor is directed to include the properties contained in the project on the tax rolls at its fair market value.
8. That within thirty (30) days after the execution of the aforementioned tax abatement agreement, there shall be forwarded by the City Clerk a copy of such agreement to the Director of the Division of Local Government Services and the Commissioner of the Department of Labor and Industry, with a copy of this Ordinance.

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9. That the tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from December 1, 1990.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Ordinance granting a five year tax abatement for improvements on Block 3086, Lot 24 (36).

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 22, Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, adding a new Chapter 21B, Posting of Promotional Signs, (By prohibiting the posting of promotional signs on any public property and establishing rules for the posting on private property)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 22, Streets and Sidewalks of the revised ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is hereby amended by adding a new chapter 21B to read in its entirety as follows:

Chapter 21B. POSTING OF PROMOTIONAL SIGNS

22:21B-1. Definitions.

Unless it appears from the context that a different meaning is intended, the following words shall have the meanings given them in this section.

City means the City of Newark, a Municipal Corporation in the State of New Jersey.

Director of General Services means the director of the Department of General Services.

Director of Land Use Control means the director of the Department of Land Use Control.

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Person means any person, firm, partnership, association, corporation, company, or organization of any kind.

Promotional Sign means any sign which attempts to promote, popularize and/or sell any product, social event or activity such as concerts, sporting events or discotheques in order to generate income.

Public property means all publicly owned property including but not limited to public buildings and parks.

Sign means and includes any bill, poster, placard, handbill, flyer, painting, sign or other similar object in any form whatsoever which contains printed or written matter in words, symbols, or pictures, or in any combination thereof.

22:21B-2. Posting On the Public Easement Prohibited

It shall be unlawful for any person to post a promotional sign on any street, sidewalk or curb, and no promotional signs shall be affixed to any tree, shrub, utility pole, light pole, telephone pole, traffic control device, mail box, fire hydrant or other structure lying in or over a public easement.

22:21B-3. Posting on Publicly Owned Property Prohibited.

It shall be unlawful for any person to post a promotional sign on or over any public property in the City.

22:21B-4. Postings on Privately Owned Property.

It shall be unlawful for any person to post a promotional sign on private property except in compliance with the following provisions:

(a) Any person seeking to post any promotional sign shall obtain the written consent of the owner or tenant of the property;

(b) No promotional signs shall be affixed to any tree, telephone and/or utility pole;

(c) Promotional signs shall only be posted or displayed on the lawn or window of the property;

(d) All promotional signs shall be set back at least three feet from all street lines. The dimension of any such sign shall not exceed for (4) square feet;

(e) Not more than three tenths (0.3) of the square footage of any window or window display area shall be covered by promotional signs;

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(f) The date on which a promotional sign is initially posted or displayed shall appear on its face.

It shall be unlawful for any person to post a promotional sign more than 60 days prior to the happening of the event or activity for which the sign is posted, and it shall be unlawful to fail to remove a promotional sign within 10 days after such event or activity for which the sign was posted.

22:21B-5. Identification.

All promotional signs shall clearly identify the person responsible for posting same. Persons utilizing volunteers to post or remove said promotional signs will be held responsible for the actions or omissions of said volunteers.

22:21B-6 Certification

Any person on behalf of whom promotional signs are posted shall certify to the Director of the Department of Land Use Control that such signs shall be maintained in accordance with the provisions of this ordinance and that such signs shall be removed within the time described in this ordinance for the removal of such signs or within 24 hours upon written notice that such sign or signs have been posted in violation of this ordinance. Any candidate benefiting from any promotional signs shall file a certification with the Director of the Department of Land Use Control in the City of Newark indicating their home address, telephone number and place of business. The City Clerk shall give a copy of the certification application form and this Ordinance to every applicant required to file a nomination.

22:21B-7 Deposit

Any person who intends to allow posting or affixing of promotional signs to property or on behalf of whom such signs are posted shall deposit with the Director of the Department of General Services: \$1,000.00 for discoteques, sporting events and concerts; \$500.00 for product promotions; and \$250.00 for garage sales or other promotions; such deposit will be utilized to defray the cost of the removal of promotional signs left affixed to property in violation of this chapter. Said sum will be refunded if said promotional signs have been removed in conformity with the provision of this chapter.

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22:21B-8 Prohibited Conduct

The failure of any person after being notified personally or by way of regular or certified mail within 24 hours to:

- (a) remove a promotional sign posted illegally on his behalf; or,
- (b) file a certification with the Director of the Department of Land Use; or,
- (c) deposit a security sum as required by this chapter,

shall constitute a violation of this chapter.

22:21B-9. Unlawful Promotional Signs, Public Nuisance.

Promotional signs in violation of this chapter are hereby declared to be public nuisances and may be abated as such by the City. The collection of said security deposit shall not preclude a complaint for violating this chapter.

22:21B-10. Penalty.

Any person found to be in violation of the provisions of this ordinance who has or failed to comply with any of its requirements shall, upon conviction, be fined in the amount of \$100.00 or in an amount not to exceed \$1,000.00 or may be imprisoned for a term not to exceed 90 days or may be ordered to participate in a program of community service not to exceed 90 days or all of the above.

Section 2. All prior ordinances or parts thereof which are inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

STATEMENT

This Ordinance prohibits the posting of promotional signs on public property and the public easement. It also requires candidates to certify that they will remove illegally posted signs within 24 hours and provides increased penalties for violations of this ordinance.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage and directing the City Clerk to communicate with Director of General Services Campana requesting a report as to how this law is being enforced, what monies have been paid by people who post signs and the removal of same, and what, if any, legal action has been taken against those people who do not abide by the law was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the titles of Code Enforcement Officer and Lead Poisoning Inspector in the Department of Health and Human Services).

(Creating two titles in Department of Health and Human Services to accommodate transfer of duties from Land Use Control. Represented by AFSCME Local 2299 - Inspectors)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following titles:

POSITION

| | | | |
|--------------------------|---|--------|---------------------------|
| Code Enforcement Officer | 1 | 1/1/91 | \$24,332.10 - \$29,022.65 |
| 1258 (40 Hrs.) | | | |

| | | | |
|--------------------------|---|--------|-----------------------|
| Lead Poisoning Inspector | 1 | 1/1/91 | 24,332.10 - 29,022.65 |
| 2268 (40 Hrs.) | | | |

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The ordination of these titles is necessary to accommodate the transferral of personnel in the City's Lead Poisoning Program from the Department of Land Use Control to the Department of Health and Human Services.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977, and amendments thereto (To create the title of Riding Instructor and to abolish the title of Horse Handler/Trainer in the Department of Police).

(Creating new title and abolishing old in Police Department as result of New Jersey Department of Personnel reclassification. No salary change. Represented by Newark Council 21, Civil Service Association).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6S&FK) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

| | | | |
|-------------------|---|--------|-------------------------|
| Riding Instructor | 1 | 1/1/91 | \$20,978.23 - 25,498.22 |
| 4701 (40 Hrs.) | | | |

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Horse Handler/Trainer
A212 (40 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are herewith repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance is the result of a New Jersey Department of Personnel reclassification.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to grant five (5) years of tax abatement for a commercial improvement erected on premises known as 334-350 West Market Street, Block 1834, Lot 1.01 on the Official Tax Map (Year 1991) of the City of Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That pursuant to the laws of New Jersey and the Revised Ordinances of the City of Newark (R.O. 10:11-1, et. seq.) the Municipal Council of the City of Newark has approved as in the best interest of the City of Newark an application and Agreement with Herbert and Judith Clay for a new commercial improvement consisting of 56,167 cubic feet to house a McDonald's restaurant at premises commonly known as 334-350 W. Market Street, Block 1834, Lot 1.01, Newark, New Jersey sub-leased by the applicant.
2. That in consideration of said tax abatement on the new improvement Herbert Clay will pay the City of Newark an annual service thereon predicated on two percent (2%) of total project cost pursuant to N.J.S.A. 54:4-3.101 and N.R.O. 10:11-6(c).
3. That the annual service charge on the improvement shall be paid quarterly, together with, and on the same due dates as the taxes on land for said premises 334-350 West Market Street, Block 1834, Lot 1.01.
4. That the entity shall submit to the Division of Tax Abatement and Special Tax within the Department of Finance a certified financial audit for fiscal year 1990 prior to passage of this ordinance.
5. That this Ordinance shall take effect upon publication and passage according to law. This tax abatement is further conditioned upon the entity entering into an agreement with the City of Newark same to be executed by the Mayor and approved by the Corporation Counsel. Failure of the entity to execute said Agreement within (30) days of its receipt will terminate this tax abatement.
6. That an executed Agreement authorized by this Ordinance shall be filed with the City Clerk by the Department of Law within sixty (60) days from the date of adoption.
7. That all outstanding taxes, water and sewer charges and advertising costs for publishing this Ordinance shall be paid by Herbert and Judith Clay before the Agreement shall be executed by the City and delivered to them. Should the applicant fail to pay any outstanding obligations within thirty (30) days of the passage of this Ordinance, the Tax Assessor is directed to include the properties contained in the project on the tax rolls at its fair market value.
8. That within thirty (30) days after the execution of the aforementioned tax abatement agreement, there shall be forwarded by the City Clerk a copy of such agreement to the Director of the Division of Local Government Services and the Commissioner of the Department of Labor and Industry, with a copy of this Ordinance.
9. That the tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from November 1, 1989. Any taxes assessed for 1989, 1990 or 1991 shall be rescinded upon satisfaction of all requirements set forth herein.

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10. This Ordinance shall take effect upon final passage and publication according to law.

11. The entity shall submit a corporate resolution from West Market Urban Renewal authorizing the entity to apply for a tax abatement prior to passage of this ordinance.

STATEMENT: Ordinance granting a five year tax abatement for improvements on Block 1834, Lot 1.01.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Ordinance 6-S & F-k, amending and supplementing Title 2, Administration, Department of Land Use Control, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Amending ordinance 6-S & F-k (S-1) July 16, 1986, enabling the Department of Land Use Control, Division of Inspection to enforce the provision of the Hotel and Multiple Dwellings Law, N.J.S.A. 55:13A-3 et seq.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1 - Ordinance 6S&FK (S-1) adopted on July 16, 1986, amending and supplementing Title 2, Administration Department of Land Use Control, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented be and is hereby amended to read in its entirety as follows:

Section 1 - there shall be a Department of Land Use Control, the head of which shall be the Director of Land Use Control. The director's compensation shall be such sum annually as shall be fixed by Ordinance. The department shall consist of the following divisions:

- a) Assessment;
- b) Permits & Licenses;
- c) Inspections & Enforcement; and
- d) Office of Boards

Section 2 - A) The director of Land Use Control shall, prior to his appointment, be qualified by his education, training and experience in the administration of a regulatory function.

B) The director, through the divisions and otherwise, shall direct and supervise the functions required to establish and enforce reasonable standards for the peaceful enjoyment and use of real property within the City of Newark.

Section 3 - A) There shall be within the Department of Land Use Control a Division of Assessments, the head of which shall be the Tax Assessor.

B) The manager of the Division of Inspections and Enforcement, prior to his appointment, be qualified by his education, training and experience to run a regulatory agency.

C) the Division of Inspections and Enforcement, under the supervision of the Director of Land Use Control, shall be responsible for the following duties:

1. Conduct inspections and otherwise enforce the provisions of the municipal housing ordinance and all of its subchapters.

2. Conduct inspections and otherwise enforce the provisions of the licenses ordinance and all of its subchapters.

3. Conduct inspections and otherwise enforce the provisions of the municipal sanitation ordinance and all its subchapters.

4. Conduct inspections and enforce the provisions of the municipal ordinances, conduct inspections pursuant to the Hotel and Multiple Dwellings Law as described in N.J.S.A. 55:13A-3 et seq. and all other state laws governing land use.

Section 4 - A) There shall be within the Department of Land Use Control a Division of Boards, the head of which shall be the manager, Division of Boards.

B) The Division of Boards, under the supervision of the Director of Land Use Control, shall provide such clerical and staff support as is necessary to assist in the efficient discharge of the duties assigned to the Central Planning Board, the Board of Adjustment and the Rent Control Board.

Section 5 - A) For purposes of general administrative procedures, the Central Planning Board and such staff as it may be empowered by law to name, shall be located within the Department of Land Use Control, and shall be subject to the oversight of the director thereof.

B) The Central Planning Board, where so authorized by state law, shall discharge its duties without direction or supervision by anyone within the municipal government.

Section 6 - A) For purposes of general administrative procedures, the Board of Adjustment and such staff as it may be empowered by law to name, shall be located within the Department of Land Use Control and shall be subject to the oversight of the director thereof.

B) The Board of Adjustment, where so authorized by state law, shall discharge its duties without direction or supervision by anyone within the municipal government.

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Section 7 - A) For purposes of general administrative procedures, the Rent Control Board and such staff as it may be empowered by law to name, shall be located within the Department of Land Use Control and shall be subject to the oversight of the director thereof.

B) The Rent control Board, where so empowered by state law and local ordinance, shall discharge its duties without direction or supervision by anyone within the municipal government.

Section 8 - Any ordinances or parts thereof inconsistent with the provisions herein be and hereby are repealed.

Section 9 - This ordinance shall take effect upon final passage and publication as provided by law.

STATEMENT:

An Ordinance amending Ordinance 6S&FK (S-1) 071686 enabling the Department of Land Use Control, Division of Inspections to enforce the provisions of the Hotel and Multiple Dwellings Law, N.J.S.A. 55:13A-3 et seq.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the purchase of premises commonly known as Block 44, Lots 33, 35, 36, 37, 40, 42, 43, 44 and 45 (Central Ward) from the Housing Authority of the City of Newark for a nominal consideration pursuant to the provisions of N.J.S.A. 40A:12-5 (a)(1). (Various addresses on Eagle, James, Burnett and Bruce Streets)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as Block 44, Lots 33, 35, 36, 37, 40, 42, 43, 44 and 45 on the Official Tax Map and Tax Duplicate (year 1991) of the City of Newark are needed for public purposes as attached on Exhibit A.

Section 2. That the above described premises be purchased by the City of Newark from the Housing Authority of the City of Newark for the nominal consideration of \$1.00, pursuant to the provisions of N.J.S.A. 40A:12-5 (a) (1).

Section 3. That the Director of Finance be authorized to pay said amount to the Housing Authority of the City of Newark for the above described premises.

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Section 4. That the Corporation Counsel is hereby authorized to record the original deed and to forward said deed to the City Clerk for filing.

Section 5. This Ordinance shall take effect upon publication and final passage in accordance with the laws of the State of New Jersey.

STATEMENT

Passage of this Ordinance will permit the City of Newark to purchase land from the Newark Housing Authority.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeases are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the purchase of premises commonly known as Wallace Park, Newark, New Jersey, Block 420, Lot 1.02 (Central Ward) from the Housing Authority of the City of Newark for a consideration pursuant to the provision of N.J.S.A. 40A:12-5 (a)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as Wallace Park, Block 420, Lot 1.02 on the Official Tax Map and Tax Duplicate (year 1991) of the City of Newark is needed for public purposes as attached on Exhibit A.

Section 2. That the above described premises by the City of Newark from the Housing Authority of the City of Newark for the nominal consideration of \$11,450.00, pursuant to the provisions of N.J.S.A. 40A:12-5 (a) (1).

Section 3. That the Director of Finance be authorized to pay said amount to the Housing Authority of the City of Newark for the above described premises.

Section 4. That the Corporation Counsel is hereby authorized to record the original deed and to forward said deed to the City Clerk for filing.

Section 5. This Ordinance shall take effect upon publication and final passage in accordance with the laws of the State of New Jersey.

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STATEMENT

Passage of this Ordinance will permit the City of Newark to purchase land from the Newark Housing Authority.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 10, Finance and Taxation, Chapter 15, to delete references to Conversions and Alterations and to require applicants to submit proofs of Owner-Occupancy and Construction costs.

WHEREAS, Ordinance 6S&FA(S-1) was adopted by the Municipal Council on February 27, 1990; and

WHEREAS, Ordinance 6S&FA (S-1) created a new Chapter 15 which provides "Tax Abatement for Certain Residential Properties"; and

WHEREAS, the Ordinance should be amended to require submission of a certificate of occupancy, an affidavit of residency, documentary proofs of owner-occupancy and construction costs.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1: Title 10, Finance and Taxation of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, is hereby amended by revising Sections 10:15-2(a), 10:15-2(f), 10:15-2(h), 10:15-7 and adding 10:15-3(h) and 10:15-3(i).

10:15-2(a) - ABATEMENT: - Means an exemption from property taxes provided for the purpose of encouraging residential construction [conversion, improvement and redevelopment].

10:15-2(f) - COST: When used with respect to construction [or to an improvement or conversion alteration] means only the cost or fair market value of labor and materials used in constructing [or improving] qualified residential property [or in converting another building or structure to qualified residential property] including any architectural, engineering and contractor's fees associated with that construction [improvement or conversion] as the owner of the property shall cause to be certified to the governing body by an independent and qualified architect licensed in the State of New Jersey or a certified construction cost audit by an independent Certified Public Accountant licensed in the State of New Jersey. Certifications submitted must provide detailed breakdown of each cost component and a description of materials and method of construction employed.

10:15-2(h) - QUALIFIED RESIDENTIAL PROPERTY: Means any building used or to be used or held for use as a home or residence, including accessory buildings located on the same premises and including condominiums, cooperatives and horizontal property regimes. No building shall be considered a qualified residential property if the certificate of occupancy for the construction [conversion or rehabilitation] was issued more than 30 months prior to January 1, 1990.

10:15-3(h): Submission by applicant of a certificate of occupancy.

10:15-3(i): Submission by applicant of two proofs of owner-occupancy. Such proofs can be a driver's license, utility bills, and/or car registration. Proofs submitted must be current and valid at the time of submission. Applicant must also submit a notarized Affidavit stating that he presently resides in the property to be abated. Proofs must be resubmitted annually no later than July 31 of each year to the Manager of Special Taxes and Tax Abatements.

10:15-7 - PAYMENT IN LIEU: The governing body may grant tax abatement for a period of 5 years and provide for payment in lieu of real property taxes to be computed as two (2%) percent of the cost of the improvement [or conversion, as appropriate].

Section 3.: This amendment is remedial and corrective in nature and is retroactive to the date that Title 10, Chapter 15 was first enacted by the Municipal Council on February 27, 1990.

STATEMENT

This Ordinance amends Ordinance 6S&FA(S-1) by revising Sections 10:15-2(a), 10:15-2(f), 10:15-2(h), and 10:15-7. This amendment also adds new Sections 10:15-3(h) and 10:15-3(i) which require applicant to submit certificate of occupancy and proof of owner occupancy.

Last additions in text are indicated by underline; last deletions by [brackets].

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

6-S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting left turns on Orange Street at Broad Street. (East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Hearings of Citizens.

6-HC-a. MR. WILLIAM WALLACE, 105 CARNEGIE AVENUE, EAST ORANGE, NEW JERSEY, addressed the Members of the Council with respect to candidates running in the upcoming primary election.

6-HC-b. MR. LEON CHAPMAN, 74 HEDDEN TERRACE, NEWARK, NEW JERSEY, addressed the Members of the Council with respect to conditions dealing with clean up of vacant lots, drug pushers, and illegal actions with respect to posting of signs within the City of Newark.

Council Member Branch suggested the speaker make recommendations to the Mayor.

6-HC-c. MR. ARNOLD COHEN, 272 WALNUT STREET, NEWARK, NEW JERSEY.

6-HC-d. MS. JUNE KRUSZEWSKI, 27 SCHALK STREET, NEWARK, NEW JERSEY.

6-HC-e. MR. JOSEPH NARDONE, 272 NARDONE STREET, NEWARK, NEW JERSEY.

The above speakers addressed the Members of the Municipal Council with respect to conditions at the Ironbound incinerator. They requested from Port Authority and the Board of Chosen Freeholders information regarding financial reports and budgets.

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A lengthy discussion was held by the Members of the Council.

Council Member Rice, through the Chair, directed the City Clerk to forward verbatim transcript of remarks made by the above speakers to Mayor Sharpe James, Business Administrator Monteilh, N.J. State Senators Rice and Lipman, Mr. Robert C. Rizzotti, Port Authority of NY/NJ, Commissioner Weiner, Department of Environmental Protection, Assemblymen Brown and Mattison, Corporation Counsel Grant, and Director Lund, Essex County Division of Solid Waste Management for their attention and necessary action. He also suggested that Corporation Counsel Grant subpoena the information from the proper authorities.

Council Member Tucker, through the Chair, directed the City Clerk to communicate with Corporation Counsel Grant requesting that the Law Department study the agreement and hire an independent study to address the issues raised, and further, directing the City Clerk to invite Corporation Counsel Grant, Representatives from Port Authority, Representatives from Port Authority of New York/New Jersey, and representatives from Bergen County and Essex County, to meet with the Council at a future special conference to discuss this matter.

6-HC-f. MR. FRANK HURTZ, 402 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY addressed the Members of the Municipal Council with respect to deplorable living conditions in Newark.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. Resolution ratifying and authorizing contract with Marilyn Berry Thompson of William H. Burchette and Associates to provide lobbying services in Washington, D.C., for period February 1, 1991 to January 31, 1992, maximum amount of contract is \$81,800., \$19,000. allocated in temporary budget; balance contingent upon appropriation of funds in 1991 budget. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-b. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with Ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-c. Resolution authorizing Corporation Counsel to execute Consent Order annexed hereto as Exhibit "A", regarding settlement with Integrity, Inc. (Integrity, Inc. instituted suit in Superior Court of New Jersey, Law Division, Essex County seeking a declaratory judgement invalidating conditions attached to Municipal Council's approval of use variance previously granted by Board of Adjustment.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-d. Resolution amending Resolution 7-R-o May 2, 1990, contract with First Class Championship Development Center Inc., a New Jersey non-profit corporation, for purpose of renovating 936-938 Bergen Street to provide training in championship boxing and karate, for period April 1, 1990 to April 30, 1991, for purpose of expending balance of original \$50,000., which is \$16,000. FY XV; further ratifying and authorizing Mayor and Director of Development to enter into contract with First Class Championship Development Center Inc., for purpose of continuing rehabilitation of 936-938 Bergen Street to service low and moderate income individuals to provide training in championship boxing and karate, in amount of \$25,000., funds provided in H.C.D.A. FY XVI, for period April 1, 1991 through April 30, 1992. totalling \$41,000.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-e. Resoluition authorizing Mayor and Director of Engineering to execute contract with Detail Associates, Inc., 300 Grand Avenue, Englewood, New Jersey 07631, for Professional Environmental Consulting Services for final phase of Asbestos Safety Monitoring in Newark City Hall Sub-basement, for total sum of \$13,500., project should be completed within ninety days of Notice to Proceed. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i))**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-f. Resolution authorizing Mayor to execute a Dedicated Trust Fund Agreement with Port Authority of New York and New Jersey which states that work authorized by Resolution 7-R-bj (A.S.) January 23, 1991, contract with Dresdner, Robin and Associates, for performance of professional environmental services at Jackson Street Bridge Ramp, in amount of \$54,400., is a certified work project according to provisions of Fifteenth Supplemental Agreement between City of Newark and Port Authority.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-g. Resolution amending Resolution 7-R-u, September 7, 1988, contract with Housing Authority whereby City will supply Housing Authority with needed amounts of solid waste for receipt of steam from Exergy, Inc., by amending certain articles contained in contract.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-h. Resolution authorizing Director of Engineering to execute agreements 90W-6B-2-W-1 and 90W-6B-2-W-2 with New Jersey Turnpike Authority for rearrangement and protection of Water Facilities to accommodate construction of New Jersey Turnpike, Section 6B-2, at no cost to City.**

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-i.

Resolution authorizing Director of General Services to enter into agreement with Housing Authority to purchase gasoline from City of Newark for its automobile fleet, for period not to exceed one year; does not require expenditure of municipal funds. (Contract exempt from bidding under N.J.S.A. 40A:11-5 for City and under 24 CFR 85.36 for Housing Authority.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Council Member Tucker, through the Chair, directed the City Clerk to communicate with Business Administrator Monteilh requesting that he submit a plan of process to be used as to how this will operate prior to the actual implementation of this plan with respect to the above resolution.

7-R-j.

Resolution authorizing Mayor and Acting Director of Health and Human Services to apply for funds from New Jersey State Department of Education, for SuNup Summer Food Program, in amount of \$409,823.20, for period July 1, 1991 to August 30, 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-k.

Resolution authorizing Mayor and Acting Director of Health and Human Services to submit application, on behalf of Community Harmony House Corporation, for funds in amount of \$2,500., with New Jersey Division of Criminal Justice pursuant to Omnibus Crime Control and Safe Streets Act of 1968 (as amended), for period September 1, 1991 to October 31, 1991.

(To provide additional training skills to youth service workers and volunteers in juvenile delinquency prevention and awareness service to at-risk youth and their parents)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-l.

Resolution authorizing Mayor and Acting Director of Health and Human Services to submit application, on behalf of Newark Tenants Council, for funds in amount of \$5,000., with New Jersey Division of Criminal Justice pursuant to Omnibus Crime Control and Safe Streets Act of 1968 (as amended), for period July 1, 1991 to August 31, 1991.

(To provide additional training skills to youth service workers and volunteers in juvenile delinquency prevention and awareness service to at-risk youth and their parents)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-m. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to apply for and accept grant from Invest In Children through grant from Prudential Foundation, in amount of \$10,000., for period April 1, 1991 through March 30, 1992; does not require expenditure of Municipal Funds.**
 (To help support Special Supplemental Food Program for Women, Infants and Children (WIC) "WIC Works for Working and School Age Moms' Initiative")
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-n. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Metropolitan Ecumenical Ministries/Project YERN, for pre-employment counseling and training to low and moderate income 16-21 year old residents, for period May 1, 1991 to April 30, 1992, contract in amount of \$25,000.; funds provided in H.C.D.A. XIII.**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-o. Resolution authorizing Director of Finance to issue check in amount of \$484. to Daniel Florence, refund of 4 years taxes paid at time of closing for purchase of City-owned property known as 502 South 12th Street, Block 287, Lot 34. (Purchaser has complied with Conditions of Sale)**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-p. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Mohamed Aly, Abdel Rahman and Fawzy Aly, refund of fence deposit paid at time of closing for purchase of City-owned property known as 604 South Orange Avenue, Block 4003, Lot 1. (Purchasers have complied with Conditions of Sale)**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-q. Resolution authorizing Director of Finance to issue check in amount of \$2,000., to Hannon Partnership, refund of fence deposit paid at time of closing for purchase of City-owned property known as 140-144 Broadway, Block 517, Lots 41, 42, 43 and 44. (Purchaser complied with conditions of sale)**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-r. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Arco Trading Company, refund of fence deposit paid at time of closing for purchase of City-owned property known as 60 Vanderpool Street, Block 2791, Lot 32. (Purchaser complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-s. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Mohamed Aly, refund of fence deposit paid at time of closing for purchase of City-owned property known as 445-447 West Market Street, Block 1852, Lot 21. (Purchaser complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-t. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Marie and Joao Matos, refund of fence deposit paid at time of closing for purchase of City-owned property known as 360-362 Summer Avenue, Block 611, Lots 22 and 23. (Purchaser complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-u. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Jose and Imelda Martinez, refund of fence deposit paid at time of closing for purchase of City-owned property known as 853 Summer Avenue, Block 838, Lot 2. (Purchaser complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-v. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Julio E. Delgado, refund of fence deposit paid at time of closing for purchase of City-owned property known as 482 Orange Street, Block 1888, Lot 2. (Purchaser complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-w.** Resolution authorizing Director of Finance to issue check in amount of \$268. to Armino Graca, refund of deposit paid at time of auction for purchase of City-owned property known as 88-100 Hanford Street, Block 3756, Lot 23. (Property is triangular in shape and is used by community as a Park)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-x.** Resolution authorizing Director of Finance to issue check in amount of \$2,300. to Shawn Williams, Mary Alice Williams and Victor Alexander, refund of deposit paid at time of auction for purchase of City-owned property known as 276 South 9th Street, Block 1781, Lot 68. (Property was destroyed by fire and demolished due to its hazardous condition)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-y.** Resolution authorizing Director of Finance to issue check in amount of \$500. to Spyridon G. Kitsos, refund of deposit paid at time of auction for purchase of City-owned property known as 34 Evergreen Avenue, Block 3752, Lot 3. (Property was misrepresented at the time of auction)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-z.** Resolution authorizing Director of Finance to issue check in amount of \$76,538.94 to 1114 Newark Urban Renewal, payment of interest on tax appeals for property located at 517-605 Doremus Avenue, Block 5060, Lot 1, for years 1988 through 1990; proceeds to be taken from Municipal Budget Account, Code No. 011-210-2101-9537.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ba.** Resolution authorizing City Treasurer to issue check in amount of \$320.12 to Pete Woodward, c/o Paul G. Deehan, Pfaltz & Woller, P.A., Counsellors at Law, 382 Springfield Avenue, Summit, New Jersey 07901-2780, for overpayment of water/sewer charges on property located at 438 Fifteenth Avenue, Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-bb. **Resolution authorizing City Treasurer to issue check in amount of \$967.06 to J & J Metals, Inc., 495 Frelinghuysen Avenue, Newark, New Jersey, 07114, for overpayment of water/sewer charges on property located at 495 Frelinghuysen Avenue, Newark.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bc. **Resolution authorizing City Treasurer to issue check in amount of \$439.98 to Luis Cal, 275 North 12th Street, Newark, New Jersey 07107, for overpayment of water/sewer charges on property located at 275 North 12th Street, Newark.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bd. **Resolution ratifying and approving lease agreement between Parking Authority of the City of Newark and Berger Park Place Associates for 100 parking spaces in Military Park Garage for 5-year term commencing September 1, 1990 and expiring August 31, 1995; further authorizing Director of Finance to execute on behalf of City of Newark its consent for said lease.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-be. **Resolution authorizing the Newark Watershed Conservation and Development Corporation to advertise for lease of .86 acres known as Block 41, Lots 7 & 18A in Hardyston Township, for a term of one (1) year at a minimum amount of \$4,692.60 per year plus responsibility for property taxes and setting a date for return of bids as May 17, 1991; pursuant to N.J.S.A. 40A:12-14(a).**
(Current lease - Jorgensen's Restaurant)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant.

No roll call taken.

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh and Mr. Zinnerford Smith, Executive Director, Newark Watershed Conservation and Development Corporation to meeting with the Council at its May 21, 1991 special conference to further discuss this matter was made by Council Member Rice, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bf. **Resolution authorizing solicitation of sealed bids for leasing of non-residential premises known as 333-335 Orange Street, Block 2865, Lots 24 & 25; pursuant to N.J.S.A. 40A:12-14(a), and authorizing advertising and setting return date for acceptance of final bid for purchase of same under specified conditions.**
(Central Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

May 15, 1991

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bg.

Resolution amending Resolution 7-R-ch (A.S.), April 3, 1991, authorizing transfer of Housing and Community Development Act, Sixteenth Year Funds (HCDA XI), from Department of Development, Director's Office, Personnel Services-\$16,000. to Relocation, Personnel Services-\$16,000., to cover salary over-expenditure for Relocation Assistant; pursuant to Ordinance 6-S & F-d, April 16, 1990, by correcting appropriation in Director's Office, Personnel Services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bh.

Resolution designating reserved parking area for handicapped motorists on Ellery Avenue; west side, beginning 101 feet north of the northerly curblin of Putnam Street extending 25 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.

(West Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bi.

Resolution designating reserved parking area for handicapped motorists on Fourth Street; west side, beginning 366 feet north of the northerly curblin of Seventh Avenue extending 24 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.

(Central Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bj.

Resolution amending Resolution 7-R-bh, November 16, 1987, redesignating bus stop locations throughout City of Newark; pursuant to N.J.S.A. 39:4-197, by deleting therefrom Paragraph #26, Along Central Avenue, eastbound on the southerly side thereof at Colden Street - FS, beginning at the easterly curblin of Colden Street and extending 110 feet easterly therefrom.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bk.

Resolution declaring an emergency exists as to an "Ordinance to amend Title 10, Finance and Taxation, Chapter 15, to delete references to Conversions and Alterations and to require applicants to submit proofs of Owner-Occupancy and Construction costs," Ordinance 6-Ph, S & F-i, being finally adopted on May 15, 1991, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

May 15, 1991

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-b1. Resolution appointing Eric Barnes, Constable for a term commencing May 15, 1991 and ending May 17, 1992.

A motion to adopt the resolution was made by Council Member Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bm. Resolution approving Constable Bond in the amount of \$1,000., issued to Jeffrey Headen, as to form, amount and sufficiency.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bn-1. Resolution recognizing and commending noted recording artist, Freddie Jackson.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bn-2. Resolution recognizing and commending Mrs. Florence M. Reed.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bn-3. Resolution recognizing and commending Mr. Eddie M. Navedo, Sr., President of the New Jersey State Civil Mobile Patrol, for his outstanding contributions to the City of Newark.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bn-4. Resolution recognizing and commending the New Jersey Cricket Association.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bn-5. Resolution recognizing and commending noted singer, Lou Rawls.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-bn-6. Resolution recognizing and commending U.S. Army Sergeant First Class Cynthia L. Elliot, for her heroism while serving in the Persian Gulf War.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-7. Resolution recognizing and commending Unified Vailsburg Services Organization on the grand opening of its Child Development Center at 462 Sandford Avenue.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-8. Resolution recognizing and commending men and women affiliated with the Unified Vailsburg Services Organization.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-9. Resolution recognizing and commending Winnie Thompson of the Unified Vailsburg Services Organization.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bo. (A.S.) Resolution authorizing Business Administrator to execute with SI3, Corporation, 1700 Route 3 West, Clifton, New Jersey 07013, for enhancement of existing storage and retrieval system utilizing remote hand-held terminals for Police and Sanitation Departments, for maximum amount of \$133,125. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(a)(ii)).**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to send appropriate notice calling for a special meeting of the Municipal Council for Tuesday, May 21, 1991, at 10:00 A.M. or as soon thereafter as practical; further, directing the City Clerk to invite Business Administrator Monteilh, Director of Engineering Zach, and Acting Police Director Golba to meet with the Council at its special pre-meeting conference May 21, 1991, was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bp. (A.S.) Resolution requesting the Administration to seriously consider retaining the services of The Insurance Marketing Exchange as a provider of insurance coverage for city employees.**

A motion to amend the resolution by adding thereto: "and further request Administration to consider retaining the services of Valic Deferred Compensation Plan," was made by Council Member Bradley, seconded by Council Member Carrino and declared adopted by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

A motion to adopt the resolution, as amended, was made by Council Member Bradley, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

May 15, 1991

- 7-R-bq-1. Resolution recognizing and commending noted vocalist, Connie Francis, as
(A.S.) "Mother of the Year."

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bq-2. Resolution recognizing and commending Dr. Dorothy I. Height, President
(A.S.) of the National Council of Negro Women.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bq-3. Resolution recognizing and commending Gloria Maos, Bertha Bradwell, Daisy
(A.S.) Hughes, Eva Mae Jefferson and Annie M. Givens, recipients of the 1991 United Community Corporation Mother's Day Awards.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bq-4. Resolution recognizing and commending "Mag'Jek, The Illusionist."
(A.S.)

A motion to adopt the resolution was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bq-5. Resolution recognizing and commending Grace Laberth, an employee with SOS
(A.S.) Security, for her faithful and meritorious service to the residents of this great city.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bq-6. Resolution recognizing and commending Fatima Blake, a sophomore at Newton
(A.S.) High School, on the distinguished occasion of capturing the first place award in telemarketing during the New Jersey Deca Leadership competitions.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bq-7. Resolution recognizing and commending the Second Annual "Tribute to Young
(A.S.) Black Men" held on Thursday, May 30, 1991 at Essex County College in Newark, New Jersey.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bq-8. Resolution recognizing and commending Reverend Henry Cade, Pastor of Central
(A.S.) United Presbyterian Church, on the 25th Anniversary of his Pastorship.

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

May 15, 1991

- 7-R-br.
(A.S.)** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Service to accept funds in amount of \$123,428. from Essex County Department of Citizens Services, Division on Aging, for period January 1, 1991 to December 31, 1991, for providing Nutrition Project for the Elderly. (Older Americans Act Funds-\$123,428.; 1990 Project Income (Actual)-\$22,213.; 1991 Project Income (Estimated)-\$19,649.; totalling \$165,290.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bs.
(A.S.)** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds in amount of \$32,000. from New Jersey State Department of Health, for provision of measles out-reach media campaign to Newark residents and overtime payment, for period February 1, 1991 through July 30, 1991; does not require expenditure of municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bt.
(A.S.)** Resolution amending Resolution 7-R-y (A.S.), October 3, 1990, authorizing Mayor and Acting Director of Health and Human Services to accept funds in amount of \$706,400. and to enter into and execute contract with New Jersey State Department of Health, to continue implementing the Women's, Infants & Children's Supplemental Feeding Program (WIC), by increasing total grant award to \$830,800., for period October 1, 1990 to September 30, 1991. (\$83,000.-N.J. State Department of Health; \$246,831.-In-Kind City Match (non-cash), totalling \$1,077,631.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bu.
(A.S.)** Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$944,671., Nutrition Project for the Elderly.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bv.
(A.S.)** Temporary emergency resolution appropriating \$944,671., Nutrition Project for the Elderly; said funds shall be provided in 1991 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bw.
(A.S.) **Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$123,428., Nutrition Project for the Elderly - Meals on Wheels.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bx.
(A.S.) **Temporary emergency resolution appropriating \$123,428., Nutrition Project for the Elderly - Meals on Wheels; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-by.
(A.S.) **Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$2,143,890., HIV Emergency Relief Supplemental Grant.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bz.
(A.S.) **Temporary emergency resolution appropriating \$2,143,890., HIV Emergency Relief Supplemental Grant; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ca.
(A.S.) **Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$124,400., Women's, Infants and Children's Supplemental Food Program.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cb.
(A.S.) **Temporary emergency resolution appropriating \$124,400., Women's, Infants and Children's Supplemental Food Program; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

May 15, 1991

- 7-R-cc.
(A.S.) **Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$32,000., Measles Program.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cd.
(A.S.) **Temporary emergency resolution appropriating \$32,000., Measles Program; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ce.
(A.S.) **Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$10,000., Women's, Infants and Children, Special Supplemental Food Program - Invest in Children.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cf.
(A.S.) **Temporary emergency resolution appropriating \$10,000., Women's, Infants and Children, Special Supplemental Food Program - Invest in Children; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg.
(A.S.) **Resolution authorizing Corporation Counsel to execute contract with Cross Country Title Insurance Agency, Inc., 636 Kearny Avenue, Kearny, New Jersey, to secure Title Searches and Title Insurance; pursuant to In Rem Tax Foreclosure procedure, for a term of eight (8) months commencing May 15, 1991, sum not to exceed \$30,250. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(a)(i))**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ch.
(A.S.)

Resolution authorizing Corporation Counsel to execute contract with Secured Title Searches Inc., 203 Livingston Avenue, New Brunswick, New Jersey, to secure Title Searches and Title Insurance; pursuant to In Rem Tax Foreclosure procedure, for a term of eight (8) months commencing May 15, 1991, sum not to exceed \$49,500. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ci.
(A.S.)

Temporary emergency resolution appropriating \$350,000., Department of Police, Director's Office, Equipment, Vehicles; said funds shall be provided in 1991 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite Business Administrator Monteilh, Acting Police Director Golba and Budget Officer Omolino to meet with the Council at its May 21, 1991 special conference was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Council Member Carrino, through the Chair, directed the City Clerk to communicate with Business Administrator Monteilh, requesting a report as to what police vehicles and how many were purchased from the funds appropriated in 1989 in amount of \$1,050,000. and in 1990 in amount of \$350,000.

7-R-cj.
(A.S.)

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to execute contract with Korn Dru Academic Sports Camp, Ltd., 16 Mychview Drive, Westfield, New Jersey 07090, for purpose of developing Drum and Bugle Corps to assist and train talented young musicians and expanding opportunities for minority youths, for period May 1, 1991 through December 31, 1991; maximum amount not to exceed \$100,000. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ck.
(A.S.)

Resolution accepting bid of GUSTAV KOHLE CORPORATION t/a MOUNTAIN REST INN AND SHOOTING RANGE, only bid received, for leasing of 12 acre portion, Block 9901, Lot 39, in West Milford, for sum of \$4,125. annually plus taxes for term of two years.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to defer action on the resolution was made by Council Member Rice, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Council Member Rice withdrew his motion to defer. Council Member Carrino withdrew his second to defer.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

May 15, 1991

- 7-R-cl. (A.S.)** Resolution authorizing Newark Watershed Conservation and Development Corporation to advertise for lease of 1 acre portion of Block 570, Lot 3A, in Jefferson Township, for period of two years at minimum rental of \$14,967. per year which will automatically renew with a 12% increase in rental amount and setting a date for return of bids as June 4, 1991, pursuant to N.J.S.A. 40A:12-14(a).

(Currently leased to M V Ordinance Industries, Inc. for office space, warehousing and light assembly)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh and Mr. Zinnerford Smith, Executive Director, Newark Watershed Conservation and Development Corporation to meet with the Council at a future special conference to further discuss this matter was made by Council Member Villani, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cm-1. (A.S.)** Resolution recognizing and commending First Lieutenant James V. Valle for his meritorious performance in the Persian Gulf.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cm-2. (A.S.)** Resolution recognizing and commending the W.I.N. (Working Inmate Network) Program.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cm-3. (A.S.)** Resolution recognizing and commending the Kretchmer Senior Citizen Center on the esteem occasion of hosting an event entitled, "Show me Yours and I'll Show You Mine" held on Thursday, May 16, 1991.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cm-4. (A.S.)** Resolution recognizing and commending the Newark Extended Care Facility, Inc.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cm-5. (A.S.)** Resolution recognizing and commending Reverend Paul D. Schetelick on his 15th Anniversary as an ordained priest.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cn. (A.S.)** Resolution authorizing public auction of City-owned properties not required for governmental purposes on June 20, 1991, to be held at Quality Inn, 50 Park Place, Newark, New Jersey; pursuant to N.J.S.A. 40A:12-13(a), and authorizing advertising of Exhibits A and B; bids received on June 20, 1991 will be presented to the Municipal Council of the City of Newark, New Jersey on July 3, 1991, but not later than at its second regularly scheduled meeting following the auction at which time they will be either accepted or rejected as provided by law.

(Copy of resolution and correspondence submitted to each Member of the Council)

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May 15, 1991

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-co.
(A.S.)

Resolution designating fifteen (15) bank depositories for funds of the City of Newark, New Jersey. (Broad National Bank-Newark; City National Bank of New Jersey-Newark; First Fidelity Bank-Newark; National Westminster Bank of New Jersey (Formerly First Jersey National Bank)-Jersey City; Midlantic National Bank-Newark; New Jersey Cash Management Fund-Division of Investment-Department of Treasury-Trenton; Hudson City Savings Bank-Paramus; American Savings and Loan Association-Bloomfield; Howard Savings Bank of New Jersey-Newark; Security National Bank and Trust-Newark; Ironbound Bank-Newark; Dollar Savings and Loan Association-Newark; Metro for Savings Palisades Park; Penn Federal Savings Bank-West Orange; Maplewood Bank & Trust Co.-Maplewood) and authorizing investment of idle monies effective through December 31, 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cp.
(A.S.)

Resolution rescinding 7-R-cb, February 20, 1991, "Resolution authorizing Acting Tax Collector to accept \$25,000. in settlement of all taxes through the first quarter of 1991 and cancel any and all outstanding taxes and Tax Sale Certificate and Notice of Lis Pendes, for properties located at 600-604, 606-608, 610-614 South 13th Street..."; further, authorizing Tax Collector to accept \$13,947. in satisfaction of all taxes through the first quarter on property described; further, authorizing Director of Finance to issue check in amount of \$11,053. to Elizabeth Pugliese, refund of purchase price, escrow deposits and costs from proceeds of settlement of New Jersey Spill Fund, et al v. 68 Lock Street, Inc.

(Property was originally a part of settlement agreement reached between the prior owner and New Jersey Department of Environmental Protection (New Jersey Spill Fund))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cq.
(A.S.)

Resolution accepting grant in amount of \$1.492 million from National Park Service, Department of Interior, for purpose of renovating a portion of Symphony Hall.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cr.
(A.S.)

Resolution authorizing Mayor and Director of Development to execute contracts for award of Regional Contribution Agreement funds with housing sponsors of ten (10) projects identified on Exhibit B; does not require any municipal funds.

(Subsidizes affordable housing of 294 units)

(Alpert & Sons, Ltd., 521-527 Elizabeth Avenue, 10 low income rental units; Dr. Juan C. Grana, 144-150 Brunswick Street, 18 rental units; K. Hovnanian Society Hills (Site B-43, Site D-64) 107 condominium units; Donald Jackson Neighborhood Corp., 609-613 Clinton Avenue, 17 cooperative units; H.R. Lambert, 493 Central Avenue & 326-328 Park Avenue, 10 rental units; Newark Black Churchmen, 10-36 Osborne Terrace, 80 rental and sale units; Grafton Urban Renewal Corporation, 88 Grafton Avenue, 7 low and moderate income rental units; and RPM Development Corporation, 176 Avon Avenue, 45 low income rental units)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cs.
(A.S.)** Resolution rescinding Resolution 7-R-cw (A.S.), April 17, 1991, "Resolution authorizing Mayor to execute contract for purchase of Tennis Facility located at 417-459 Dr. Martin Luther King, Jr. Boulevard, from New Jersey Sports and Tennis Foundation, Inc., (owner) for sum of \$50,000., for recreational purposes, pursuant to N.J.S.A. 40A:12-5(a)(1)".
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ct.** Resolution amending the 1991 Capital Budget by providing appropriation for certain capital projects in total amount of \$200,000., by adding appropriations for rehabilitation of R-32 Hayes Pool West.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite Business Administrator Monteilh, Director of Engineering Zach, Acting Director of Health and Human Services Ruffin and Superintendent of Recreation, Division of Recreation and Cultural Affairs Lightfoot to meet with the Council its May 21, 1991 special conference was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cu.
(A.S.)** Resolution authorizing Director of Finance to apply to the Local Finance Board for approval of an ordinance entitled: "Bond Ordinance appropriating \$200,000. from Capital Surplus Fund, including Bond Proceeds to the purpose set forth herein, for rehabilitation of Hayes Pool West, authorized herein to be undertaken in and by the City of Newark, in the County of Essex, State of New Jersey," in accordance with Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq., and prior resolutions of the Local Finance Board.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cv.
(A.S.)** Resolution ratifying and authorizing Police Director to execute contract with William R. Seligman, 186 Knob Hill, Roseland, New Jersey 07068, to continue employment of a police chemist, for a daily fee of \$190. per six (6) hour day, for period not to exceed one (1) year; funds provided in 1990 Budget. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution contingent upon receipt of certification of funds was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cw.
(A.S.)** Resolution authorizing Director of Finance to issue check in amount of \$12,981.82, payable to Kirby Henderson, gross pay subject to appropriate deductions for taxes, benefits, etc., Mr. Henderson was terminated by Department of Land Use Control and appealed termination. (Result of grievance arbitration award)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

May 15, 1991

7-R-cx.
(A.S.)

Resolution requesting authorization from Division of Local Government Services to use a tax collection rate of 87% in City of Newark's adopted 1991 Budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cy.
(A.S.)

Resolution authorizing transfer of Housing and Community Development Act - Sixteenth Year (HCDA XVI) funds from Demolition, Salaries and Wages-\$50,000. to Other Expenses-\$50,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cz.
(A.S.)

Resolution authorizing Director of Finance to issue checks to persons in amounts shown thereon, totalling \$387,593.93, for overpayments and/or credits carried on books and record of Tax Collector by reason of State Board Judgements, County Board Judgements and Cash Overpayments for years 1986, 1987, 1988, 1989, 1990 and 1991.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-da.
(A.S.)

Resolution authorizing director of Finance to refund \$208.55 to outside buyers on annexed Exhibit, the purchase price of the listed Tax Liens from prior, Municipal Tax Sale during period 1985 to 1990; interest and cost to be paid from Account #0110210 2001-9537.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-db.
(A.S.)

Resolution authorizing Tax Collector to hold a Municipal Lien Assignment Sale on June 13, 1991.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dc.
(A.S.)

Resolution authorizing Director of Finance to issue checks to persons in amounts shown thereon, totalling \$791,682.08, for overpayments and/or credits carried on books and record of Tax Collector by reason of State Board Judgements, County Board Judgements, Senior Citizens, Veterans Allowance and Cash Overpayments for years 1986, 1987, 1988, 1989, 1990 and 1991.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

May 15, 1991

- 7-R-dd. (A.S.)** Resolution authorizing Corporation Counsel and Tax Collector to enter into (partial) "Consent Order to Vacate" with each previous "Owner of Record" indicated on annexed list.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-de. (A.S.)** Resolution ratifying use of maximum interest penalty provided for in N.J.S.A. 54:4-67 for period April 4, 1991 to date of adoption of this Resolution. (Fixing penalty of 6% on delinquent taxes in addition to present interest allowable (8% and 18% present))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

A motion requesting a four-minutes recess, at this time (10:07 P.M.), was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

MOTIONS.

- 7-M-a.** A MOTION RECOGNIZING AND COMMENDING SEVEN NEWARK PUBLIC HIGH SCHOOL STUDENTS OF 'ACADEMIC EXCELLENCE' (LISETTE ACEVADO, ARTS HIGH SCHOOL; TIERREAN HOUSER, BARRINGER HIGH SCHOOL; JOAQUIN PARDILLO, SCIENCE HIGH SCHOOL; KARRELLE BENOIT, CENTRAL HIGH SCHOOL; LANCE SHIPMAN, UNIVERSITY HIGH SCHOOL; JOHNNY JORDAN, WEEQUAHIC HIGH SCHOOL; RABU GARY, WEST SIDE HIGH SCHOOL; AND ANA ABRANTES, EAST SIDE HIGH SCHOOL) IN BEING CITED AS 1991 NEWARK STAR-LEDGER SCHOLARS was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-M-b.** A MOTION URGING CONGRESS TO PERMANENTLY RENEW TAX-EXEMPT MORTGAGE REVENUE BONDS (MRB'S) AND LOW-INCOME HOUSING TAX CREDITS WHICH PERMIT NEW JERSEY AND OTHER STATES TO MEET CONTINUED NEEDS AND OBLIGATIONS IN FINANCING LOW-INCOME AND AFFORDABLE HOUSING PROGRAMS was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-M-c.** A MOTION RECOGNIZING AND COMMENDING U.S. SENATOR FRANK LAUTENBERG FOR INTRODUCING AND SPONSORING AN \$18 BILLION, SIX-YEAR CLEAN ACT AUTHORIZATION BILL THAT WOULD YIELD NEW JERSEY A HALF-BILLION DOLLARS FOR THE CONSTRUCTION OF SEWAGE TREATMENT FACILITIES PROGRAMS TO CONTROL URBAN AND AGRICULTURAL RUNOFF AND DISCHARGES FROM STORM AND SANITARY SEWERS was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-M-d.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. EARL E. HOWARD OF NEWARK was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-e. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN T. GRANT OF MAPLEWOOD, BROTHER OF NEWARK CORPORATION COUNSEL GLENN A. GRANT** was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-f. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOSEPH A. GRASSO OF NEWARK** was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-g. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. HORTENSE A. DE SOUZA OF NEWARK** was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-h. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. BENNIE L. BASS OF NEWARK** was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-i. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. VANESSA KEMP OF NEWARK** was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-j. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. RUTH LOUISE EDWARDS OF NEWARK** was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-k. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. OSCAR STAFFORD, NOTED, LONGTIME NEWARK CIVIC LEADER** was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-l. A MOTION CONGRATULATING CITY CLERK STAFF ANALYST JOSEPH GREER ON THE DISTINGUISHED OCCASION OF RECEIVING A MASTER OF ARTS DEGREE IN CORPORATE AND ORGANIZATIONAL COMMUNICATIONS FROM FAIRLEIGH DICKINSON UNIVERSITY IN MADISON, NEW JERSEY ON SUNDAY, MAY 19, 1991** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-m. A MOTION SUPPORTING THE HOUSE BANKING COMMITTEE'S SUBCOMMITTEE ON FINANCIAL INSTITUTIONS SUPERVISION, REGULATION AND INSURANCE IN APPROVING A CONGRESSIONAL MEASURE TO INCREASE TO \$30 BILLION THE AUTHORITY OF THE FEDERAL DEPOSIT INSURANCE CORPORATION TO BORROW FROM THE TREASURY** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-n. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ALBERT CAPASSO OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-o. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. BESSIE LEWIS OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-p. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILBERT ANDERSON OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-q. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MOSES HUFF OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-r. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HENRY BARRIS OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-s. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DOUGLAS KOON OF NEWARK** was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-t. A MOTION RECOGNIZING AND COMMENDING SECRETARY OF DEFENSE DICK CHENEY, ASSISTANT SECRETARY OF DEFENSE/PUBLIC AFFAIRS PETE WILLIAMS AND JANICE A. BARBIERI, AND LT. COLONEL QUENTIN BANKS (U.S.A.) OF THE ASSISTANT SECRETARY'S OFFICE FOR THEIR INVALUABLE CONTRIBUTIONS AND SUPPORT OF A RECENT NEWARK MUNICIPAL COUNCIL-SPONSORED EVENT DURING WHICH THE FACULTY AND STUDENTS OF ANN AND OLIVER STREET SCHOOLS WERE HERALDED FOR THEIR UNSWERVING PATRIOTIC SUPPORT, THROUGH VARIOUS SCHOOL PROJECTS, OF AMERICAN AND ALLIED FORCES ENGAGED IN THE PERSIAN GULF THEATER** was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-u. A MOTION WISHING A MOST SPEEDY RECOVERY TO REVEREND RUTH STUBBS-JONES, A VICE PRINCIPAL AT ANN STREET SCHOOL** was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-v. **A MOTION DIRECTING THE CITY CLERK TO PLACE ON THE JUNE 5, 1991 AGENDA OF THE MUNICIPAL COUNCIL "RESCINDING RESOLUTION OF TAX ABATEMENT FOR ONE WASHINGTON PARK URBAN RENEWAL ASSOCIATION", FURTHER, DIRECTING THE CITY CLERK TO INVITE CORPORATION GRANT TO MEET WITH THE MUNICIPAL COUNCIL AT THEIR PRE-MEETING CONFERENCE OF JUNE 5, 1991 TO DISCUSS THIS MATTER** was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-w. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ANTHONY ROSSI, DISTRICT LEADER IN THE NORTH WARD AND FATHER-IN-LAW OF JIM COLLURA OF THE CITY CLERK'S OFFICE** was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-x. **A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION PERMITTING EMPLOYEES WITH 25 YEARS OF SERVICE AND WHO ARE 50 TO APPLY FOR EARLY RETIREMENT IF PERMISSIVE LEGISLATION IS PASSED BY THE STATE OF NEW JERSEY** was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-y. **A MOTION REQUESTING THE STATUS OF THE SUMMER AFTER SCHOOL YOUTH DEVELOPMENT PROGRAM** was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-z. **A MOTION DIRECTING THE CITY CLERK TO PREPARE AND PLACE ON A FUTURE AGENDA OF THE MUNICIPAL COUNCIL A RESOLUTION RECOGNIZING AND COMMENDING MS. MAGGIE WHITMAN, ON THE OCCASION OF HER 115TH BIRTHDAY** was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-ba. **A MOTION EXPRESSING SORROW AND REGRET AT THE PASSING OF MS. MILDRED KAISER** was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bb. **A MOTION CONGRATULATING THE WINNERS OF THE SOUTH ORANGE TOWNSHIP ELECTION (MS. BARBARA SACKS, MR. ALLEN J. ROSEN, MR. ALBERT SHIKIAR AND MR. WILLIAM R. CALABRESE) ON THEIR ELECTION AS MEMBERS OF THE BOARD OF TRUSTEES FOR THE VILLAGE OF SOUTH ORANGE** was made by Council Member Rice, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bc. **A MOTION REQUESTING THE ADMINISTRATION TO ASSIGN THE APPROPRIATE AGENCY TO KEEP THE STREETS AND AVENUES THROUGHOUT THIS CITY CLEAN DURING THE WEEKEND** was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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7-M-bd.

A MOTION REQUESTING THE ACTING POLICE DIRECTOR OF NEWARK TO DISCUSS AND CONSIDER WITH IRVINGTON THE USE OF JOINT POLICE PATROLS ON THE IRVINGTON/NEWARK BOUNDARY OF 18TH AVENUE; FURTHER, REQUESTING THE NEWARK POLICE TO ASSIGN WALKING PATROLS IN THE VICINITY OF MT. VERNON PLACE FROM 4:00 P.M. TO 12:00 A.M. was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-M-be.

A MOTION DIRECTING THE CITY CLERK TO PLACE ON THE JUNE 5, 1991 AGENDA OF THE MUNICIPAL COUNCIL "RESOLUTION RECOGNIZING AND COMMENDING HONORABLE JIM FLORIO, GOVERNOR OF NEW JERSEY, AS WELL AS THE HONORABLE RONALD L. RICE, NEW JERSEY STATE SENATOR, FOR THEIR UNWAVERING COMMITMENT IN HELPING TO SECURE A \$23 MILLION LOAN FOR PASSACI VALLEY SEWERAGE COMMISSION WHICH WILL SAVE THE CITY OF NEWARK \$7.5 MILLION IN REVENUES" was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-M-bf.

A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, DIRECTOR OF LAND USE CONTROL MC LUCAS AND A REPRESENTATIVE FROM THE IGA MARKET ON THE CORNER OF AVON AVENUE AND IRVINE TURNER BOULEVARD TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS THE CLEAN UP OF DUMPSTERS SURROUNDING THIS ESTABLISHMENT was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received May 1, 1991, enclosing proposed "Ordinance to amend Title 4, Alcoholic Beverages, Chapter 2, Licenses, Section 2.1, Acquisition and Retirement of Plenary Retail Consumption Licenses; Increase in Annual Fees, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented (By changing the filing procedure in Paragraph 2(a) to require a written notarized notice in lieu of a 12 page person-to-person transfer application)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 5, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

8-b.

Communication from Business Administrator Monteilh, received November 21, 1990, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2019, Lot 9.02 more commonly known as 65 Lexington Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Antonio Cunha and David Currais)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-m on page 6, in the minutes of this meeting.)

- 8-c. Communication from Business Administrator Monteilh, received December 27, 1990, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2079, Lot 49 more commonly known as 20 Kossuth Street for the period commencing from the date of Issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Salah and Aber Lagili)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-n on page 6, in the minutes of this meeting.)

- 8-d. Communication from Business Administrator Monteilh, received December 11, 1990, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2080, Lot 24 more commonly known as 47 Kossuth Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Jaime and Ine DaCunha)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-o on page 6, in the minutes of this meeting.)

- 8-e. Communication from Business Administrator Monteilh, received December 11, 1990, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 1948, Lot 7 more commonly known as 418 No. 6th Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Armando C. Mirao)

(North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-p on page 7, in the minutes of this meeting.)

- 8-f. Communication from Business Administrator Monteilh, received December 11, 1990, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 600, Lot 20 more commonly known as 614 Third Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Antonio Paredes)

(North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-q on page 7, in the minutes of this meeting.)

- 8-g. Communication from Business Administrator Monteilh, received December 27, 1990, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2012, Lot 12 more commonly known as 17 Read Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Jose and Mercedes Vazquez)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-r on pages 7 & 8, in the minutes of this meeting.)

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- 8-h. Communication from Business Administrator Monteilh, received December 11, 1990, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 1127, Lot 80.01 more commonly known as 215-217 Malvern Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Cesar and Elsa Vaca)
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-s on page 8, in the minutes of this meeting.)

- 8-i. Communication from Business Administrator Monteilh, received December 11, 1990, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 3712, Lot 26 more commonly known as 424-426 Clinton Place for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (JAD & BB Building Inc.)
(South Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-t on page 8, in the minutes of this meeting.)

- 8-j. Communication from Business Administrator Monteilh, received December 11, 1990, enclosing proposed "Ordinance granting (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 945, Lot 48 more commonly known as 228 East Kinney Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Dino Spadevecchia)
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-u on pages 8 & 9, in the minutes of this meeting.)

- 8-k. Communication from Business Administrator Monteilh, received November 21, 1990, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2476, Lot 4 more commonly known as 113 Fleming Avenue for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Antonio Correia)
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-v on page 9, in the minutes of this meeting.)

- 8-l. Communication from Business Administrator Monteilh, received December 10, 1990, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2074, Lot 33 more commonly known as 104 Niagara Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Manuel and Mafalda Fragoso)
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-w on page 9, in the minutes of this meeting.)

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- 8-m. Communication from Business Administrator Monteilh, received December 14, 1990, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 914, Lot 19 more commonly known as 76 Elm Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Carlos and Maria DoCarmo Grilo)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-x on pages 9 & 10, in the minutes of this meeting.)

- 8-n. Communication from Business Administrator Monteilh, received December 14, 1990, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 998, Lot 11 more commonly known as 46-50 Gotthart Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Ventura L. and Dulce P. Goncalves)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-y on page 10, in the minutes of this meeting.)

- 8-o. Communication from Business Administrator Monteilh, received December 10, 1990, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 936, Lot 33 more commonly known as 81 Pacific Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Joao Franco)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-z on page 10, in the minutes of this meeting.)

- 8-p. Communication from Business Administrator Monteilh, received January 14, 1991, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 1948, Lot 52.02 more commonly known as 383 North 7th Avenue for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Celso Loureiro and Maria Yasabel)

(North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-ba on pages 10 & 11, in the minutes of this meeting.)

- 8-q. Communication from Business Administrator Monteilh, received January 14, 1991, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2017, Lot 24 more commonly known as 33 Mott Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Francisco and Adriana Meleiro)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-bb on page 11, in the minutes of this meeting.)

- 8-r. Communication from Business Administrator Monteilh, received January 14, 1991, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 925, Lot 54 more commonly known as 102 Tichenor Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Jose Rodriquez)
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-bc on page 11, in the minutes of this meeting.)

- 8-s. Communication from Business Administrator Monteilh, received December 10, 1990, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2079, Lot 47 more commonly known as 24 Kossuth Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Osvaldo and Martha Dafonseca)
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-bd on page 12, in the minutes of this meeting.)

- 8-t. Communication from Business Administrator Monteilh, received December 11, 1990, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2019, Lot 9.01 more commonly known as 63 Lexington Avenue for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Antonio Cunha and David Currais)
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-be on page 12, in the minutes of this meeting.)

- 8-u. Communication from Business Administrator Monteilh, received November 21, 1990, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2482, Lot 6.01 more commonly known as 12 Cortland Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Francisco and Maria Cunha)
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-bf on page 12, in the minutes of this meeting.)

- 8-v. The City Clerk presented proposed "Ordinance to amend Title 17, Offenses, Miscellaneous, Chapter 14, Sale and Transfer of Spray Paint Containers and Indelible Markers, of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended and supplemented (To require that spray paint be sold from locked display cases or be otherwise inaccessible to unauthorized persons)."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 5, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-w. The City Clerk presented Communication from Business Administrator Monteilh, received May 6, 1991, enclosing proposed "Ordinance approving the purchase of premises commonly known as 48 and 48½ Burnet Street, 44 Burnet Street, 46 Burnet Street, 42 Burnet Street, 69-71 James Street, 49-51 Eagles Street, and 67 James Street, Newark, New Jersey, Block 44, Lots 33, 35, 36, 37, 40, 42, 43, 44 and 45, by the City of Newark, from the Housing Authority of the City of Newark, for one dollar (\$1.00), pursuant to the provisions of N.J.S.A. 40A:12-5 (a)(1)."
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion directing the City Clerk to return the ordinance to Administration per request of Director of Development was made by the Council of the Whole and declared adopted by

President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-x. The City Clerk presented Communication from Business Administrator Monteilh, received May 6, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Director of Personal Health Services and to abolish the title of Manager, Division of Community Health in the Department of Health and Human Services)."
- (Director of Personal Health Services 1 1/1/90 \$45,215.00 - \$54,959.00)
- (Ordinance creating new title and abolishing old as result of New Jersey Department of Personnel reclassification. No salary change. Not represented by any bargaining unit.)
- (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 5, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Harris.

- 8-y. (A.S.) Proposed "Ordinance supplementing Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Chapter 17, Cruising (by codifying Ordinance 6-S & F-e, May 2, 1990 into Sections 23:17-1 et seq.)"
- (Copy of ordinance submitted to each Member of the Council)
- (Does not require approval of Department of Transportation)

(For action on this item, see Ordinance 6-F-bg (A.S.), on page 13, in the minutes of this meeting.)

- 8-z. (A.S.) Proposed "Ordinance amending Sections 23:5-1 and 23:5-2, of the Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Branford Place."
- (Deleting: Branford Place, south side, from Broad Street to Halsey Street.
- Adding: Branford Place, from Broad Street to Halsey Street, 12:00 P.M. to 2:00 P.M., Fridays only
- (Does not require approval of Department of Transportation)

(For action on this item, see Ordinance 6-F-bh (A.S.) on page 13, in the minutes of this meeting.)

- 8-ba. (A.S.) The City Clerk presented Communication from Business Administrator Monteilh, received May 15, 1991, enclosing proposed "Ordinance authorizing the purchase of the Tennis Facility located on a portion of 417-459 Martin Luther King Jr. Boulevard for the sum of \$50,000. from the New Jersey Tennis and Sports Foundation, Inc.; pursuant to N.J.S.A. 40A:12-5(a)(1)"
- (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 5, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-bb. (A.S.) The City Clerk presented Communication from Business Administrator Monteilh, received May 15, 1991, enclosing proposed "Bond Ordinance appropriating \$200,000. from the Capital Surplus Fund, including bond proceeds, to the purpose set forth herein for the rehabilitation of Hayes Pool West, in the City of Newark, authorized herein to be undertaken in and by the City of Newark, in the County of Essex, State of New Jersey."
- (Copy of ordinance and correspondence submitted to each Member of the Council)

May 15, 1991

A motion directing the City Clerk to place this ordinance on the June 5, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

None.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from April 23, 1991 to May 6, 1991:

BINGO LICENSES

LICENSEE

LICENSE NUMBER

| | |
|-----------------------------------|-----------------|
| St. Benedict Booster Club | 10467 (Amended) |
| St. Michael's Church | 10488 |
| St. Michael's Seton Library Guild | 10489 |

RAFFLE LICENSES

LICENSEE

LICENSE NUMBER

| | |
|--|-------|
| Parents Association of St. Lucy's School | 10284 |
| Parents Association of St. Lucy's School | 10285 |
| Branch Brook Home and School Association | 10481 |
| St. Casimir's Church | 10482 |
| St. Casimir's Church | 10483 |
| Rotary Club of Ironbound | 10484 |
| St. Francis Xavier Roman Catholic Church | 10485 |
| Columbus Day Committee | 10486 |
| Immaculate Heart of Mary Church | 10487 |

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

May 15, 1991

ADJOURNMENT.

12-a.

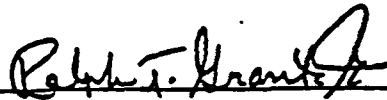
A motion to adjourn the meeting was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 10:31 A.M.

APPROVED:

Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, May 21, 1991

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 11:00 A.M.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Branch, Harris, Tucker, Villani, President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Carrino, Martinez, Rice.
(Council Member Rice arrived 11:01 A.M.)

City Clerk Marasco read letter dated May 16, 1991, from Council President Ralph T. Grant, Jr., calling a special meeting of the Municipal Council for Tuesday, May 21, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, to consider the following legislation:

Resolution authorizing Business Administrator to execute contract with SI3, Incorporated, 1700 Route 3 West, Clifton, New Jersey 07013, for enhancement of existing storage and retrieval system utilizing remote hand-held terminals for Police and Sanitation Departments, for maximum amount of \$133,125. (Resolution 7-R-bo (A.S.) deferred May 15, 1991)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231 Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on May 16, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

(Council Member Rice arrived 11:01 A.M.)

RESOLUTIONS.

7-R-a. (S)

Resolution authorizing Business Administrator to execute contract with SI3, Incorporated, 1700 Route 3 West, Clifton, New Jersey 07013, for enhancement of existing storage and retrieval system utilizing remote hand-held terminals for Police and Sanitation Departments, for maximum amount of \$133,125. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(a)(ii)). (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for May 28, 1991, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Rice, Tucker, Villani, President Grant.
Absent: Council Members Bradley, Carrino, Martinez.

City Clerk Marasco stated the following resolution is being considered at this meeting as an "emergency" in order to provide funding for loaner hardware from the manufacturer (Storage Tek) to replace equipment at the Data Processing Facility at 828 Broad Street, which had been damaged due to water leakage from a failure in the building's air conditioning system, per request of Acting Business Administrator Grant.

Mtg. 5-21-91

May 21, 1991

7-R-b. (S)

Temporary emergency resolution appropriating \$31,524., Department of Administration, Division of Data Processing, Services by Contract or Agreement, said funds shall be provided in 1991 budget. (To provide funds to activate shipment of replacement equipment due to disaster (flood) experienced in the Building and Data Center.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino, Martinez.

7-M-a. (S)

A MOTION REQUESTING THE ADMINISTRATION TO FORWARD LEGISLATION REQUIRED FOR THE CONTINUATION OF THE OPERATION OF THE WEST WARD CULTURAL CENTER was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Harris, Rice, Tucker, Villani, President Grant.

Absent: Council Members Bradley, Carrino, Martinez.

ADJOURNMENT

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Harris, Rice, Tucker, Villani, President Grant.

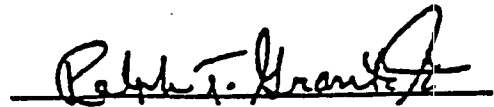
Absent: Council Members Bradley, Carrino, Martinez.

This meeting adjourned at 11:02 A.M.

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

1341
Newark, New Jersey, May 28, 1991

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey.

City Clerk Marasco called the meeting to order at 11:25 A. M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

City Clerk Marasco read letter dated May 21, 1991, from Council President Ralph T. Grant, Jr., calling a special meeting of the Municipal Council, for Tuesday, May 28, 1991, at 10:00 A. M., or as soon thereafter as practical in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, for the purpose of considering the following legislation:

Resolution authorizing Business Administrator to execute contract with SI3, Corporation, 1700 Route 3 West, Clifton, New Jersey, 07013, for enhancement of existing storage and retrieval system utilizing remote hand-held terminals for Police and Sanitation Departments, for maximum amount of \$133,125.....(Deferred at special meeting held May 21, 1991)

City Clerk Marasco further read letter dated May 23, 1991 from Council President Ralph T. Grant, Jr., requesting to add the following legislation to the call of this special meeting:

Resolution authorizing transfer of H.C.D.A. funds in amount of \$60,000. to Grace West Early Childhood Learning Center.

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notices of this meeting were similarly disseminated on May 21, 1991 and May 23, 1991, at the time of their receipt. All persons who prepaid for advance notice of meetings also received copies of the notices as required by law."

City Clerk Marasco, citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the Whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the Members present, or the Clerk or his designee, may thereupon adjourn the meeting until another day or hour.'"

City Clerk Marasco stated the item dealing with SI3 Corporation will be placed on the June 5, 1991 agenda of the Municipal Council. Since no legislation was received with respect to Grace West Early Childhood Learning Center, no action will be required.

This meeting adjourned at 11:29 A. M.

APPROVED:



Robert P. Marasco
City Clerk

Spec. Mtg., 5-28-91

134/2

Newark, New Jersey, June 5, 1991

Prior to the regularly scheduled meeting various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 2:33 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Honorable Ralph T. Grant, Jr.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Harris, Tucker, Villani, President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Clarence Faines, III, Public Relations Consultant Lois Redisch, Lieutenant Archibald Davison and Detective Peter Gavin, Sergeants-at-Arms.

Absent: Council Members Carrino, Martinez, Rice.

(Council Members Carrino and Martinez arrived 12:36 P.M.)

(Council Member Rice arrived 3:33 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was disseminated on May 28, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque North, held April 12, 1991.

A motion that the Copy of the Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani, President Grant.

Absent: Council Members Carrino, Martinez, Rice.

4-b. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque South, held April 12, 1991.

A motion that the Copy of the Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani, President Grant.

Absent: Council Members Carrino, Martinez, Rice.

4-c. The City Clerk presented Copy of Minutes of Meeting of Housing Authority of City of Newark, held April 18, 1991.

A motion that the Copy of the Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani, President Grant.

Absent: Council Members Carrino, Martinez, Rice.

1343
June 5, 1991

- 4-d. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held April 18, 1991.**

A motion that the Copy of the Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani,
President Grant.

Absent: Council Members Carrino, Martinez, Rice.

- 4-e. The City Clerk presented **Interim Report of the City of Newark, for three months ended March 31, 1991, submitted by Samuel Klein and Company, External Auditors.**

(Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made thereon to the Council was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani,
President Grant.

Absent: Council Members Carrino, Martinez, Rice.

- 4-f. The City Clerk presented **1990 Annual Report of Department of General Services.**

A motion that the Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani,
President Grant.

Absent: Council Members Carrino, Martinez, Rice.

- 4-g. The City Clerk presented **1990 Annual Report of Department of Land Use Control.**

A motion that the Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani,
President Grant.

Absent: Council Members Carrino, Martinez, Rice.

- 4-h. The City Clerk presented **Quarterly Report of Tax Abatement Projects and Special Taxes as of March 31, 1991, submitted by Ronald W. Jean, Finance Director.**
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani,
President Grant.

Absent: Council Members Carrino, Martinez, Rice.

- 4-i. The City Clerk presented **Copy of Minutes of Meeting of Joint Meeting Maintenance, held April 18, 1991.**

A motion that the Copy of the Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani,
President Grant.

Absent: Council Members Carrino, Martinez, Rice.

(Council Members Carrino and Martinez arrived 12:36 P.M.)

June 5, 1991

A motion to consider Item 8-f (A.S.) at this time was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

8-f.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received May 31, 1991, appointing, subject to confirmation, Mr. William R. Celester, 39 Rutgers Drive, Newark, New Jersey, as Police Director for the City of Newark, New Jersey, for term commencing July 1, 1991.

(Copy of communication submitted to each Member of the Council)

(Mr. Celester met with the Council June 5, 1991)

A motion to confirm the appoint of Mr. William R. Celester, as Police Director for the City of Newark, New Jersey, for term commencing July 1, 1991 was made by President Grant, seconded by Council Member Branch.

President Grant: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Harris, Tucker, Villani, President Grant.

No: Council Member Martinez.

Absent: Council Member Rice.

President Grant: This appointment is confirmed.

There was a lengthy discussion held by the Members of the Municipal Council.

Council Member Martinez indicated his vote reflects his feelings about the interview process used in the selection of the new Police Director and not any personal feelings toward Mr. Celester.

A motion to consider Resolution 7-R-ci (A.S.) at this time was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

7-R-ci.
(A.S.)

Resolution approving Tax Abatement Application and Financial Agreement for Tiffany Manor Associates, L.P., for conversion of a former factory into 129 unit residential rental complex, 26 units will be affordable to persons earning 50% or less of the area's median income adjusted for family size on 792-820 Highland Avenue, Block 852, Lot 11; granting exemption from taxation for period of not more than 30 years from the completion of the project or the term of the New Jersey Housing and Mortgage Finance Agency Mortgage in compliance with and subject to the provisions of N.J.S.A. 55:14K-1, et seq. and in accordance with the provisions of the financial (tax abatement) agreement.

(Formula: 6.28% of annual gross revenues-JUMPP Program)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Tucker and failed of adoption by the following votes:

Yes: Council Members Bradley, Harris, Tucker, President Grant.

No: Council Members Carrino, Martinez, Villani.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Rice.

There was a lengthy discussion held by the Members of the Municipal Council.

Council Member Carrino questioned the developer Mr. Paul Debillis as to the amount of money that would be charged for rents.

Mr. Paul Debillis, the Developer for the project, indicated the regular rents would be \$950. per month and low and moderate income rents would be between \$400. and \$600. per month.

June 5, 1991

A motion to reconsider Resolution 7-R-ci (A.S.) at this time was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, President Grant.
No: Council Members Carrino, Martinez, Villani.
Absent: Council Member Rice.

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, President Grant.
No: Council Members Carrino, Martinez, Villani.
Absent: Council Member Rice.

At a later time in the meeting, after Resolution 7-R-cn (A.S.), a motion to reconsider Resolution 7-R-ci (A.S.) at this time was made by Council Member Carrino, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

A motion to defer action on the resolution was made by Council Member Carrino, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani.
Not Voting: Council Members Harris, Tucker, President Grant.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

6-F-a.

The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Oliver Street and Van Buren Street.**

(Oliver Street and Van Buren Street:

Stop Signs shall be installed on all approaches.)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeases are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 19, 1991.

June 5, 1991

6-F-b.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by designating River Street as a one-way Street.

(Deleting:

River Street, Westbound, from Raymond Boulevard to McCarter Highway)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

6-F-c.

The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Warren Street as a through street. (Central Ward)

(Warren Street, between Norfolk Street and Lock Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 19, 1991.

6-F-d.

The City Clerk read An ordinance to amend Title 4, Alcoholic Beverages, Chapter 2, Licenses, Section 2.1, Acquisition and Retirement of Plenary Retail Consumption Licenses; Increase in Annual Fees, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented (By changing the filing procedure in Paragraph 2(a) to require a written notarized notice in lieu of a 12 page person-to-person transfer application).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 19, 1991.

June 5, 1991

- 6-F-e. The City Clerk read **An ordinance to amend Title 17, Offenses, Miscellaneous, Chapter 14, Sale and Transfer of Spray Paint Containers and Indelible Markers, of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended and supplemented (To require that spray paint be sold from locked display cases or be otherwise inaccessible to unauthorized persons).**
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 19, 1991.

- 6-F-f. The City Clerk read **An ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Director of Personal Health Services and to abolish the title of Manager, Division of Community Health in the Department of Health and Human Services).**
(Director of Personal Health Services) 1 1/1/90 \$45,215.00 - \$54,959.00
(Ordinance creating new title and abolishing old as result of New Jersey Department of Personnel reclassification. No salary change. Not represented by any bargaining unit.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 19, 1991.

- 6-F-g. The City Clerk read **Bond Ordinance appropriating \$200,000. from the Capital Surplus Fund, including bond proceeds, to the purpose set forth herein for the rehabilitation of Hayes Pool West, in the City of Newark, authorized herein to be undertaken in and by the City of Newark, in the County of Essex, State of New Jersey. (Central Ward)**
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Rice.

President Grant: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 19, 1991.

June 5, 1991

A motion to consider Item 8-g (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Rice.

6-F-h.
(A.S.)

The City Clerk read An ordinance amending Ordinance 6-S & F-k, April 17, 1991, authorizing the sale of various properties to Phillips Metropolitan Colored Methodist Episcopal Church by correcting and approving the sale of lands through a five-year purchase agreement to Phillips Metropolitan Colored Methodist Episcopal Church.

(By adding Lots 4 and 5, 51-55 First Street; Lots 22 and 23, 63-65 First Street in Block 1845, by adjusting purchase price from \$74,000. to \$95,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Rice.

President Grant: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 19, 1991.

A motion to consider Item 8-e (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Carrino

Absent: Council Member Rice.

6-F-i.
(A.S.)

The City Clerk read An ordinance granting permission to Newark Bay Cogeneration Partnership, L.P., to construct and maintain steam lines within three (3) easement areas described herein and located in Block 5060 and Doremus Avenue, Wilson Avenue and Avenue P. (East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading and directing the City Clerk to invite Business Administrator Monteilh, Director of Engineering Zach and Principals of Newark Bay Cogeneration Partnership, L.P. to meet with the Council at its pre-meeting conference June 18, 1991, was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Tucker, Villani, President Grant.

No: Council Member Martinez.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Rice.

President Grant: The yeses are six, the noes are one, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 19, 1991.

1349
June 5, 1991

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 27, Zoning, Chapter 3, Section 44 and Chapter 4, Section 7, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To prohibit non-automatic auto laundries and to make such laundries conditional uses).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 27, Zoning, Chapter 3, District Regulations, Section 44, Use Regulations, be and is hereby amended to add the following:

27:3-44 Use Regulations

A building or premises may be used for any purpose except the following:

* * * * *

(6) Automatic and non-automatic auto laundries.

Section 2. Title 27, Zoning, Chapter 4, Additional and Special Regulations; Conditional Uses, Article 3, Conditional Use Regulations, Section 7, Enumerated applications; procedure subsections (a) and (b) shall be amended to read as follows:

(a) The following are conditional use regulations relating to arcades; automatic or non-automatic auto laundries; boarding houses; commercial antennae; congregate living arrangements; facilities for the sheltering and/or treatment of persons with communicable diseases, not located in an established hospital; drive-in restaurants; gasoline filling or automotive service stations; go-go establishments; narcotic, alcohol and drug abuse treatment facilities not located in an established hospital; public dance halls; public garages; pool halls or billiard parlors; rooming houses; tents for business purposes; used car sales lots; facilities engaged in the manufacture, storage and handling of hazardous materials; and they shall be governed as provided in section 27:4-7. Since the foregoing uses may be inimical to the public safety and general welfare if located without due consideration of conditions and surrounding, no permit therefor shall be issued unless an application is first made to the central planning board, which is directed to hear the same in the same manner and under the same procedures as set forth in section 54 of the Municipal Land Use Law (C.40:55D-67). No application for a conditional use shall be granted by the central planning board if in its judgment such use will be detrimental to the health, safety and general welfare of the community.

June 5, 1991

(b) In no district shall a gasoline or oil station, automatic or non-automatic auto laundry, public garage or commercial garage be erected, enlarged or established within 200 feet of the below enumerated uses or within a block upon which is situated:

A public school;
 A duly organized school giving regular instruction at least 5 days a week for 8 or more months a year;
 A hospital;
 A church;
 An orphanage;
 A theater or opera house or other building used for theatrical or operatic purposes or for public entertainment;
 A public library; or
 A public art museum

Section 3. All prior ordinances or parts of prior ordinances which are inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take affect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

Adoption of this ordinance will place the same restrictions and requirements on currently unregulated non-automatic auto laundries that exist for automatic auto laundries.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Villani,
 President Grant.

Absent During Roll Call: Council Members Branch, Tucker.

Absent: Council Member Rice.

President Grant: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 11AA, Fire Prevention Code, Chapter 13, Portable Kerosene Heaters, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to limit the prohibition of kerosene and other portable heaters to their use in structures and buildings.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 11AA, Fire Prevention Code, Chapter 13, Portable Kerosene Heaters, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, be and is further amended to read as follows:

June 5, 1991

CHAPTER 3. PORTABLE KEROSENE HEATERS

(1) Sales of Portable Kerosene Appliances. It shall be unlawful in the City of Newark for any person to offer for sale, expose for sale, sell, possess or use in any structure or building portable gasoline, kerosene, or other portable appliances using liquid fuels for cooking or heating.

(2) Sale of Fixed Kerosene Appliances: It shall be unlawful in the City of Newark to offer for sale, expose for sale, sell, possess or use any fixed kerosene or other liquid fuel burning stove or heater, or appliances, for cooking or heating purposes, unless (1) such stove, heater or appliance has been listed by the Underwriters' Laboratories or is one of equal kind and structure approved by the Fire Director or his designee.

(3) Prohibited use: The use of portable kerosene or other fired heaters is prohibited in all residences, buildings and structures in the City of Newark.

(4) Containers for Kerosene: Containers for kerosene shall be either of a plastic or metal construction with fill and vent openings. The container shall be blue with white lettering. The word "kerosene" shall be displayed around the perimeter of the container.

(5) Seizure of Portable Kerosene Heaters: The fire official shall seize, take, remove or cause to be removed at the expense of the owner all portable kerosene heaters offered or exposed for sale or display, stored or offered for sale or used in violation of the Uniform Fire Code and any ordinance amending the Fire Code.

(6) Penalty: Any person found to be in violation of this chapter shall be subject to a penalty of not less than \$100.00 but not more than \$1,000.00 for each offense or to imprisonment for no more than sixty (60) days or a period of community service not to exceed sixty (60) days for each offense.

Section 2. Any prior ordinance or part thereof inconsistent herewith is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This amendment to the Portable Kerosene Heaters Ordinance will limit the prohibition of the use of such heaters to buildings and structures within the City, thus allowing their use by camping groups for cooking out doors where permitted by other City Ordinances.

June 5, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Villani, President Grant.

Absent During Roll Call: Council Members Branch, Tucker.

Absent: Council Member Rice.

President Grant: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of No. 10th Street, as laid out 60 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of Bloomfield Avenue to the southerly line of Berkeley Avenue).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of No. 10th Street, as laid out 60 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of Bloomfield Avenue to the southerly line of Berkeley Ave. shall be vacated as a public street or right-of-way; however, reserving to the Public Service Electric and Gas Company, and to the City of Newark the right of entry and easement for the entire length and total width of said portion of No. 10th Street for the purpose of relaying, rebuilding, reconstructing, or maintaining their respective gas, water and sewer utilities and appurtenances thereto, now laid or to be laid, within the above described easement reservation area for said street to be vacated. The erection, construction, or placing of any building vault or structure upon or within the above described reservation area which will interfere with the laying, relaying, rebuilding, reconstructing or maintenance of existing or additional gas, water or sewer utilities and their appurtenances are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof, and a copy of which map, known and designated as Map No. A-1560, dated April 8, 1991 is on file in the office of the Director, Department of Engineering.

Section 2. That the owners of the properties adjacent to No. 10th Street shall have one (1) year from the date of the publication of this Ordinance to purchase said street from the City of Newark. If said purchase is not completed within a one year period, the Director of Engineering shall prepare an Ordinance revoking the vacation of No. 10th Street.

Section 3. That the Director of the Department of Development be and is hereby authorized to execute on behalf of the City of Newark a deed conveying the here in mentioned street to the owners of the properties adjacent to No. 10th Street and same to be approved as to form and legality by the Corporation Counsel and attested to by the City Clerk.

June 5, 1991

Section 4. Should the owners of the properties adjacent to No. 10th Street dispute the ownership thereof, said owners of the properties shall have one (1) year from the date of the publication of this Ordinance to obtain and submit to the Director of Engineering of the City of Newark a Title Search, from a Title Company authorized to do business in the State of New Jersey, which shows that the ownership and title to the vacated portion of No. 10th Street will rest with the adjacent property owners upon the vacation of said street. If the City of Newark approves of said Title Search, Sections 2 and 3 of this Ordinance shall no longer apply.

Section 5. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 6. That this Ordinance shall take effect upon adoption and publication in accordance with law.

STATEMENT

This Ordinance vacates No. 10th Street from the northerly line of Bloomfield Avenue to the southerly line of Berkeley Avenue.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Villani, President Grant.

Absent During Roll Call: Council Members Branch, Tucker.

Absent: Council Member Rice.

President Grant: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting permission to Seton Company to construct and maintain a sewer line running along Verona Avenue beginning in Lot 22 on Block 822 and ending at McCarter Highway.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That permission is hereby granted Seton Company to construct and maintain a sewer line running along Verona Avenue beginning in Lot 22 on Block 822 and ending at the westerly line of McCarter Highway as shown on a drawing which is entitled "Sketch of proposed 10' wide private sewer easement through Verona Avenue, City of Newark, City of Newark, Essex County, New Jersey" dated April 5, 1991 and more fully described in the attached description, with both drawing and description prepared by Decker and Coriel, Inc. and both hereto attached and made a part hereof.

June 5, 1991

Section 2. That such permission be and is hereby given upon the condition and provision that said Seton Company, its successors and assigns, will at its sole expense upon sixty (60) days notice in writing from the City of Newark, alter or relocate the sewer line or any part thereof, as may be designated in the Relocation Notice as may be served by the City upon said Seton Company, or its successors and assigns.

Section 3. That such permission be and is hereby given upon the condition and provision that Seton Company, its successors and assigns, not only shall indemnify and save harmless the City of Newark, its officers, agents, and servants, from any claims whatsoever arising from or in any way connected with the granting or use of the above stated easements but shall agree to assume on behalf of the City of Newark defense of any action at law or equity which may be brought against the City upon such claims or from claims arising during the construction period and during the existence of the easement.

Section 4. That in addition to the aforesaid indemnity Agreement, Seton Company, its successors and assigns shall at its own cost and expense procure and keep at all times in full force and effect paid up policies for Comprehensive General Liability Insurance in favor of the City of Newark, in an amount of at least \$5,000,000.00 covering bodily injury and property damage arising out of any one accident, said policies to be approved by the Corporation Counsel of the City of Newark. Proof of said coverage, naming the City of Newark as an insured and including the indemnification clause in Section 3, shall be filed with the

City Clerk prior to installation. The City shall have the right to require an increase in the amount of Comprehensive General Liability Insurance and to alter the terms of insurance called for under this section. Said insurance shall not be subject to cancellation or change until thirty (30) days after the City Clerk has written notice thereof as evidenced by return receipt of certified or registered letter. In the event the property or any part thereof, do not remain in the ownership of Seton Company, the City shall be given notice thereof, and should the City find and determine that the use for which the aforesaid easement may increase the fire or safety hazard at the premises or affect the liability of the City, the City shall have the right to require an increase in the general comprehensive coverage and to alter the terms of insurance called for under this section.

Section 5. That such permission be and is hereby given upon the further condition that in the use of said easement Seton Company, its successors and assigns shall become subject to any Ordinance or Resolution now or hereafter adopted by the City of Newark that may apply to the easement and sewer line, and that Seton Company, its successors and assigns, shall become liable for the payment of any fee hereafter imposed by the City by such Ordinance or Resolution.

Section 6. That such permission be and is hereby given upon the condition that Seton Company shall file with the City of Newark its written acceptance of the provisions of this Ordinance within thirty (30) days from the date on which it takes effect and shall pay on demand of the City of Newark the amount and cost and expense to the City for all official publications of this Ordinance.

Section 7. That such permission be and is hereby given upon the condition that Seton Company shall commence installation of the said sewer line not later than one month from the effective date of this Ordinance and shall complete such installation in the easement area within a period of one hundred twenty (120) days from commencement of such work, unless said 120 day period is extended by the Director of Engineering upon receipt of a written extension request from Seton Company.

June 5, 1991

Section 8. That such permission be and is hereby given upon the condition that Seton Company shall obtain a written permit from the Division of Streets and Sidewalks of the Department of Engineering before disturbing the easement areas or making any installations.

Section 9. That Seton Company Company shall be responsible for the repair of and/or damage to paving, existing utility lines, or any surface or subsurface installations, etc., arising from the construction, installation, or maintenance of its sewer line.

Section 10. That such permission is granted subject to all State Laws and City Ordinances governing the aforesaid easement, sewer line and maintenance.

Section 11. That in the event that the sewer line covered within the aforesaid easements is no longer used, or used for a purpose other than for the original intent by either Seton Company, its successors or assigns in title, the City of Newark shall be so notified, and it shall have the right to terminate this easement and upon such termination all rights shall revert to the City. Upon the cessation of use of the aforesaid easement the sewer line shall be removed in a manner meeting with the approval of the Director of the Department of Engineering. All costs for removing the sewer line shall be borne by Seton Company or its successors or assigns.

Section 12. That so long as the sewer line covered by this easement remain in existence, the obligation and performances hereunder shall run with the land and shall be binding upon Seton Company and upon all subsequent owners of the property connected by the easements.

Section 13. That Seton Company, subject to the approval of the City of Newark Corporation Counsel, shall place an instrument on record in the Essex County Register's Office giving notice of the existence of the easement created by this Ordinance. This instrument shall be executed on behalf of the City of Newark by the Director of Engineering and attested to by the City Clerk who shall affix the City Seal thereto. The City shall record this instrument at the cost of Seton Company who shall pay all such costs upon request from the City.

Section 14. That for the rights and privileges herein granted, Seton Company shall pay to the City of Newark an easement fee of one thousand dollars (\$1,000.00) upon acceptance of this agreement and shall pay to the City of Newark on or before January 15th of each succeeding year a user charge of One Thousand Dollars (\$1,000.00).

Section 15. This Ordinance shall take effect upon promulgation and passage in accordance with law.

STATEMENT

This Ordinance grants an easement reservation permission to Seton Company to construct and maintain a sewer line in Verona Avenue.

June 5, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Villani and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of "Contractual Services Coordinator" in the Department of Engineering).

(Abolishing title no longer required by Department of Engineering).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to abolish the following title:

POSITION

Contractual Services Coordinator
A 226 (35 HRS.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, are hereby appealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

STATEMENT

This title is no longer required for use by the Department.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Villani, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

June 5, 1991

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Analyst, Grant Applications/Program Monitor in the Department of Health and Human Services).

(Creating new title in Department of Health and Human Services in conjunction with Federal Grant Funded Program. Represented by Newark Council 21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Analyst, Grant Applications/ 1 1/1/91 \$26,948.18 - \$32,397.67
Program Monitor
7061 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This position is being established in conjunction with a grant awarded to the City of Newark by the Federal Government for A.I.D.S. Education/Prevention.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Tucker, Villani, President Grant.

Not Voting: Council Member Harris.

Absent: Council Member Rice.

President Grant: The yeses are seven, the noes are none, one not voting and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

June 5, 1991

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control," (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Executive Assistant and to abolish the title of Chief Field Representative, Property Improvement in the Department of Land Use Control).

(Creating new title and abolishing old in Department of Land Use Control. Represented by Newark Council 21, Civil Service Association. No salary change).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6S&Fba) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Executive Assistant 1 1/1/91 \$39,306.40 - \$47,410.82
4586 (35 HRS.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Chief Field Representative, Property Improvement
1124 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which is inconsistent therewith, is hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Executive Assistant" more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Chief Field Representative, Property Improvement".

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

June 5, 1991

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefore," (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To create the title of Supervising Representative, Citizens Complaints and to abolish the title of Manager, Office of Citizen Services in the Office of the Mayor).

(Creating new title and abolishing old in Office of Mayor as result of New Jersey Department of Personnel Reclassification. Not represented by any bargaining unit. No change in salary)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(a) of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, as amended and supplemented to create the following title:

(a) Office of the Mayor and Agencies

POSITION

Supervising Representative, 1 1/1/90 \$38,756.00 - \$47,108.00
Citizen Complaints
7670

SECTION 2. Section 1(a) of the aforementioned ordinance be further amended to abolish the following title:

(a) Office of the Mayor and Agencies

POSITION

Manager, Office of
Citizen Services
A257

SECTION 3. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. the incumbent employed in such position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, annual minimum or annual maximum salaries which are inconsistent herewith are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance is the result of a New Jersey Department of Personnel reclassification.

June 5, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Villani, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Aldine Street as a one-way street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Aldine Street

Southbound from Chancellor Avenue to Keer Avenue

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

STATEMENT: This ordinance establishes one-way street on Aldine Street from Chancellor Avenue to Keer Avenue.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

June 5, 1991

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2019, Lot 9.02 more commonly known as 65 Lexington Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 2019, Lot 9.02 more commonly known as 65 Lexington Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Antonio Cunha and David Currais and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement in the amount of \$2,000.00.

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application, from or relax its obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of Certification of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement shall be placed on file in the Office of the City Clerk with the accompanying Application, by the Manager, Division of Tax Abatement and Special Taxes.

June 5, 1991

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 65 Lexington Street, Block 2019, Lot 9.02

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2079, Lot 49 more commonly known as 20 Kossuth Street for the period commencing from the date of Issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 2079, Lot 49 more commonly known as 20 Kossuth Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Salah and Aber Lagili and granting five (5) years tax abatement for the qualified residential property.

June 5, 1991

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement said total being in the amount of \$3,600.00.

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from this obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of the Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 20 Kossuth Street, Block 2079, Lot 49.

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June 5, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2080, Lot 24 more commonly known as 47 Kossuth Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 2080, Lot 24 more commonly known as 47 Kossuth Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Jaime and Inez DaCunha and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement in the amount of \$1,700.00

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application, from or relax its obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

June 5, 1991

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of Certification of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement shall be placed on file in the Office of the City Clerk with the accompanying Application, by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 47 Kossuth Street, Block 2080, Lot 24.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 1948, Lot 7 more commonly known as 418 No. 6th Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

June 5, 1991

WHEREAS, the property owners of the property identified on the official tax map as Block 1948, Lot 7 more commonly known as 418 No. 6th Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Armando C. Mirao and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement said total being in the amount of \$1,800.00.

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from this obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of a Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

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9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 418 No. 6th Street, Block 1948, Lot 7.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 600, Lot 20 more commonly known as 614 Third Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 600, Lot 20 more commonly known as 614 Third Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Antonio Paredes and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement said total being in the amount of \$2,200.00

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

June 5, 1991

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from this obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of the Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 614 Third Street, Block 600, Lot 20.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

June 5, 1991

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2012, Lot 12 more commonly known as 17 Read Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 2012, Lot 12 more commonly known as 17 Read Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Jose and Mercedes Vazquez and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement said total being in the amount of \$1,800.00.

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from this obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of a Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

June 5, 1991

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 17 Read Street, Block 2012, Lot 12.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 1127, Lot 80.01 more commonly known as 215-217 Malvern Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 1127, Lot 80.01 more commonly known as 215-217 Malvern Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Cesar & Elsa Vaca and granting five (5) years tax abatement for the qualified residential property.

June 5, 1991

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement said total being in the amount of \$2,200.00

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from this obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of the Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 215-217 Malvern Street, Block 1127, Lot 80.01

June 5, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 3712, Lot 26 more commonly known as 424-426 Clinton Place for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 3712, Lot 26 more commonly known as 424-426 Clinton Place have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified JAD & BB Building Inc. and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement said total being in the amount of \$1,400.00.

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

June 5, 1991

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from this obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of the Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 424-426 Clinton Place, Block 3712, Lot 26.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

June 5, 1991

6-Ph, S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 945, Lot 48 more commonly known as 228 East Kinney Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 945, Lot 48 more commonly known as 228 East Kinney Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Dino Spadavecchia and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement said total being in the amount of \$1,600.00

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from this obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of a Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

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7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 228 East Kinney Street, Block 945, Lot 48.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2476, Lot 4 more commonly known as 113 Fleming Avenue for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 2476, Lot 4 more commonly known as 113 Fleming Avenue have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owner more specifically identified as Antonio Correia and granting five (5) years tax abatement for the qualified residential property.

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2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owner shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost of the improvement in the amount of \$2,400.00

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application, from or relax its obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of Certification of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel. An executed copy of the agreement shall be placed on file in the Office of the City Clerk with the accompanying Application, by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 113 Fleming Avenue, Block 2476, Lot 4.

June 5, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-t.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2074, Lot 33 more commonly known as 104 Niagara Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 2074, Lot 33 more commonly known as 104 Niagara Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Manuel and Malfalda Frago and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement in the amount of \$1,800.00

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application, from or relax its obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

June 5, 1991

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of Certification of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement shall be placed on file in the Office of the City Clerk with the accompanying Application, by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 104 Niagara Street, Block 2074, Lot 33.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-u.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 914, Lot 19 more commonly known as 76 Elm Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

June 5, 1991

WHEREAS, the property owners of the property identified on the official tax map as Block 914, Lot 19 more commonly known as 76 Elm Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Carlos and Maria DoCarmo Grilo and granting five (5) years tax abatement for the qualified residential property.
2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement in the amount of \$4,000.00
3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.
4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application, from or relax its obligations to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.
5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of Certification of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.
6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement shall be placed on file in the Office of the City Clerk with the accompanying Application, by the Manager, Division of Tax Abatement and Special Taxes.
7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.
8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 76 Elm Street, Block 914, Lot 19.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-v.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 998, Lot 11 more commonly known as 46-50 Gotthart Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 998, Lot 11 more commonly known as 46-50 Gotthart Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Ventura and Dulce Goncalves and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement in the amount of \$3,100.00.

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

June 5, 1991

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application, from or relax its obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of Certification of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement shall be placed on file in the Office of the City Clerk with the accompanying Application, by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 46-50 Gotthart Street, Block 998, Lot 11.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

June 5, 1991

6-Ph, S & F-w.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 936, Lot 33 more commonly known as 81 Pacific Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 936, Lot 33 more commonly known as 81 Pacific Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Joao Franco and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owner shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement in the amount of \$3,000.00

3. The annual payments in lieu of taxation on the qualified residential property identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application, from or relax its obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of Certification of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement shall be placed on file in the Office of the City Clerk with the accompanying Application, by the Manager, Division of Tax Abatement and Special Taxes.

June 5, 1991

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 81 Pacific Street, Block 936, Lot 33.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-x.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 1948, Lot 52.02 more commonly known as 383 North 7th Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 1948, Lot 52.02 more commonly known as 383 No. 7th Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Celso Loureiro and Maria Yasabel and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement said total being in the amount of \$1,720.00.

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from this obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of a Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 383 No. 7th Street, Block 1948, Lot 52.02.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

June 5, 1991

6-Ph, S & F-y.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2017, Lot 24 more commonly known as 33 Mott Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 2017, Lot 24 more commonly known as 33 Mott Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Francisco and Adriana Meleiro and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement said total being in the amount of \$1,800.00.

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from this obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of the Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

June 5, 1991

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 33 Mott Street, Block 2017, Lot 24.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-z.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 925, Lot 54 more commonly known as 102 Tichenor Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 925, Lot 54 more commonly known as 102 Tichnor Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Jose Rodriguez and granting five (5) years tax abatement for the qualified residential property.

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2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement said total being in the amount of \$1,800.00.

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from this obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of a Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 102 Tichenor Street, Block 925, Lot 54.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

Council Member Martinez, through the Chair, directed the City Clerk to communicate with Director of Land Use Control McLucas and Manager, Division of Inspections and Code Enforcements Monroe requesting they perform a comprehensive inspection on the above-mentioned property.

June 5, 1991

6-Ph, S & F-ba.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2079, Lot 47 more commonly known as 24 Kossuth Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 2079, Lot 47 more commonly known as 24 Kossuth Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Osvaldo and Martha Defonseca and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement in the amount of \$2,400.00

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application, from or relax its obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of Certification of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement shall be placed on file in the Office of the City Clerk with the accompanying Application, by the Manager, Division of Tax Abatement and Special Taxes.

June 5, 1991

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 24 Kossuth Street, Block 2079, Lot 47.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-bb.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2019, Lot 9.01 more commonly known as 63 Lexington Avenue for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 2019, Lot 9.01 more commonly known as 63 Lexington Avenue have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Antonio Cunha & David Currais and granting five (5) years tax abatement for the qualified residential property.

June 5, 1991

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement said total being in the amount of \$2,000.00.

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from this obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of a Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 63 Lexington Avenue, Block 2019, Lot 9.01.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

June 5, 1991

6-Ph, S & F-bc.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2482, Lot 6.01 more commonly known as 12 Cortland Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 2482, Lot 6.01 more commonly known as 12 Cortland Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Francisco and Maria J. Cunha and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement in the amount of \$1,700.00.

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application, from or relax its obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of Certification of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement shall be placed on file in the Office of the City Clerk with the accompanying Application, by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the execution of this financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 12 Cortland Street, Block 2482, Lot 6.01.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeases are eight the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Council Member Harris indicated these developments are mostly in the East and North Wards and were adopted by unanimous vote.

6-Ph, S & F-bd.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance supplementing Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Chapter 17, Cruising (by codifying Ordinance 6-S & F-e, May 2, 1990 into Sections 23:17-1 et seq.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be supplemented by adding thereto:

CHAPTER 17 Cruising

23:17-1 Cruising is defined as driving a motor vehicle on streets hereinafter designated three (3) or more times within any one (1) hour period from 9:00 p.m. to 4:00 a.m., or six (6) or more times within any three (3) hour period from 9:00 p.m. to 4:00 a.m. Driving upon any of the streets mentioned a third time or a sixth time, as hereinabove stated, constitutes "cruising."

June 5, 1991

23:17-2 The streets to be affected by this ordinance shall be:

Bloomfield Avenue from Broadway to North 15th Street (City line)
 Ferry Street from McCarter Highway to Blanchard Street
 Maple Avenue from Grumman Avenue to Lyons Avenue
 Osborne Terrace from Lyons Avenue to Clinton Avenue
 Lyons Avenue from Elizabeth Avenue to Stecher Street
 Chancellor Avenue from Elizabeth Avenue to Stecher Street
 Clinton Place from Grumman Avenue to Clinton Avenue
 Elizabeth Avenue from Grumman Avenue to Clinton Avenue
 Clinton Avenue from Elizabeth Avenue to South 20th Street
 Bergen Street from Grumman Avenue to Avon Avenue
 Madison Avenue from Clinton Avenue to South 18th Street
 Nye Avenue from Elizabeth Avenue to Fabian Place
 South Orange Avenue from Springfield Avenue to Longfellow Avenue
 Sandford Avenue from South Orange Avenue to Sandford Place
 Stuyvesant Avenue from South Orange Avenue to Ivy Street
 Eastern Parkway from Putham Avenue to Varsity Road
 Brookdale Avenue from South Orange Avenue to Valley Street
 South Munn Avenue from Tremont Avenue to Vailsburg Terrace
 13th Avenue from South 18th Street to Grove Street
 South 20th Street from South Orange Avenue to 11th Avenue
 South 19th Street from South Orange Avenue to 11th Avenue
 South 18th Street from South Orange Avenue to 11th Avenue
 South 12th Street from South Orange Avenue to Central Avenue
 South 11th Street from South Orange Avenue to Central Avenue
 South 10th Street from South Orange Avenue to Central Avenue
 South 9th Street from South Orange Avenue to Central Avenue
 South 8th Street from South Orange Avenue to Central Avenue
 South 7th Street from South Orange Avenue to Central Avenue
 North 7th Street from Central Avenue to 3rd Avenue
 South 6th Street from South Orange Avenue to 11th Avenue
 Roseville Avenue from West Market Street to 3rd Avenue

23:17-3 Cruising, as hereinabove defined, shall constitute a violation of this ordinance. Any person violating any of the provisions of this ordinance shall, upon conviction thereof, be subject to a minimum fine of \$100. and not to exceed \$1,000., or imprisonment for not more than ninety (90) days, or both.

23:17-4 This ordinance shall not apply to any vehicle licensed to or operated by a federal, state or municipal official while on official business; any public safety or emergency vehicle, any vehicle utilized for public transportation, whether the same be a bus, taxicab or limousine.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. The ordinance shall take effect after publication in accordance with the laws of the State of New Jersey.

Statement

This ordinance codifies Ordinance 6S&Fe/050290, known as "Cruising", into Sections 23:17-1 et seq. of the Revised Ordinances of the City of Newark, New Jersey.

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June 5, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeses are eight the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-be.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Sections 23:5-1 and 23:5-2, of the Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Branford Place.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Branford Place
South side, from Broad Street to Halsey Street

Section 2. That Section 23:5-2, Parking Prohibited At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by adding thereto the following:

Branford Place
Both sides, from Broad Street to Halsey Street
12:00 p.m. to 2:00 p.m., Fridays only

Section 3. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 5. This ordinance does not require approval of the Commissioner of Transportation.

STATEMENT

This ordinance deletes parking prohibition at all times on Branford Place, South side, from Broad Street to Halsey Street and prohibits parking on Branford Place, both sides, from Broad Street to Halsey Street, 12:00 p.m. to 2:00 p.m., Fridays only.

June 5, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.

Absent: Council Member Rice.

President Grant: The yeases are eight the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

- 6-HC-a. MR. OTIS L. ROEBUCK, 405 MARKET STREET, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to ordinance regulating autocabs and livery services.

President Grant directed the City Clerk to invite Mr. St. Pierre J. Therlong, Mr. Ronald Corvil, Mr. Miguel Mathelier, Mr. Otis L. Roebuck, Ms. Alma Rosario, Mr. Basilio Cruz, Mr. Eduardo Sanchez and Ms. Carmen Ramirez to meet with the Municipal Council's Taxicab Committee on Tuesday, June 11, 1991, at 9:00 A.M. to discuss the ordinance which regulates the operation of autocabs and livery services in the City of Newark.

(Council Member Rice arrived 3:33 P.M.)

- 6-HC-b. MR. FRANK HURTZ, 402 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to deplorable living conditions in Newark.

A motion to consider Motion 7-M-a at this time was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, President Grant.

Absent During Roll Call: Council Member Villani.

- 7-M-a. A MOTION COMMENDING THE FEDERAL HOUSING AUTHORITY (FHA) FOR EXPANDING A "REVERSE MORTGAGES" PILOT PROGRAM WHICH WOULD ALLOW ELDERLY HOMEOWNERS TO CONVERT EQUITY IN THEIR HOMES INTO CASH OR MONTHLY INCOMES** was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, President Grant.

Absent During Roll Call: Council Member Villani.

- 6-HC-c. MS. GLORIA BAKER, 675 CLINTON AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council requesting support and assistance in keeping SSBG funds for New Dawn Day Care Center.

President Grant directed the City Clerk to invite Business Administrator Monteilh, Acting Director of Health and Human Services Ruffin and Director of Development Lucas to meet with the Council at a future special conference to discuss this matter.

- 6-HC-d. MS. ANNIE J. SMITH, 611 DR. MARTIN LUTHER KING, JR. BOULEVARD, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to substandard living conditions and crime in Hill Manor Apartment Complex. The speaker stated the tenants have been denied seats on the Board of Directors by Management.

Council Member Branch, through the Chair, directed the City Clerk to invite the Managers, Owners and Tenant President of Hill Manor Apartments to meet with the Council at a future special conference to discuss same.

June 5, 1991

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. Resolution authorizing the Newark Watershed Conservation and Development Corporation to advertise for lease of .86 acres known as Block 41, Lots 7 and 18A in Hardyston Township, for a term of one (1) year at a minimum amount of \$4,692.60 per year plus responsibility for property taxes and setting a date for return of bids as May 17, 1991; pursuant to N.J.S.A. 40A:12-14(a).
(Current lease - Jorgensen's Restaurant)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-b. Resolution authorizing Newark Watershed Conservation and Development Corporation to advertise for lease of 1 acre portion of Block 570, Lot 3A, in Jefferson Township, for period of two years at minimum rental of \$14,967. per year which will automatically renew with a 12% increase in rental amount and setting a date for return of bids as June 4, 1991, pursuant to N.J.S.A. 40A:12-14(a).
(Currently leased to M V Ordnance Industries, Inc. for office space, warehousing and light assembly)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-c. Resolution rescinding Tax Abatement Agreement for One Washington Urban Renewal Association for failure to make SILOT payments of \$716,821. and failure to make payment on outstanding arrears in excess of \$2,000,000. plus interest and penalties on premises known as Block 32, Lots 1, 6, 8, 10, 20, 24, 25, 68, 74 and Block 33, Lots 2, 3, 4, 5, 9, 11 and also including Block 32, Lots 13, 14, 15 and 18; unless said entity within 30 days following receipt of certified copy of this resolution filed with both the City's Director of Finance and City Clerk, evidence of the entity's compliance with the provisions of the Financial Agreement and with Resolution 7-R-cr, March 18, 1981 and Resolution 7-R-cw (A.S.) September 25, 1990. (East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to table the resolution was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Tucker, Villani, President Grant.
Not Voting: Council Member Rice.
- 7-R-d. Resolution authorizing Corporation Counsel to settle claim of \$42,900., by Promised Land Baptist Church by transferring title to City-owned property 602-606 Bergen Street valued at \$25,000. in lieu of cash payment, for fire damage to its property at 592-594 Hunterdon Street, caused by fire that started in City-owned property at 606 Bergen Street, due to failure of City to adequately secure its property. (Notice of Claim filed by Promised Land Baptist Church).
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-e. **Resolution authorizing Mayor and Director of Engineering to execute Contract 91-05, Sewer Cleaning Various Locations in City of Newark with Affirmative Pipe Cleaning Company, 238 Freeman Street, Brooklyn, New York 11222, lowest responsible bid, for total sum of \$230,550., project to be completed within 45 days of Notice to Proceed; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in net amount not to exceed an additional \$9,200.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to communicate with Director of Engineering Zach requesting a complete listing of all sewers in the City scheduled to be cleaned was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Carrino, Harris, Martinez, Tucker, Villani, President Grant.

No: Council Member Bradley.

Not Voting: Council Member Rice.

Absent During Roll Call: Council Member Branch.

- 7-R-f. **Resolution authorizing Mayor and Director of Engineering to execute Contract 91-13, Cleaning and Cement Mortar Lining Watermains City-wide with Spiniello Construction Co., 35 Airport Road, Morristown, New Jersey 07960, lowest responsible bid, for total amount of \$3,388,200., project should be completed within 180 days of execution of Contract; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in net amount not to exceed an additional \$9,200.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to communicate with Director of Engineering Zach requesting a complete listing of all sewers in the City scheduled to be cleaned was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Carrino, Harris, Martinez, Tucker, Villani, President Grant.

No: Council Member Bradley.

Not Voting: Council Member Rice.

Absent During Roll Call: Council Member Branch.

- 7-R-g. **Resolution ratifying action taken by Mayor and Director of Engineering to secure services of United Gunit Construction Co., Inc., based upon lowest responsible proposal, pursuant to N.J.S.A. 40A:11-6; further, authorizing Mayor and Director of Engineering to execute contract with United Gunit Construction Co., Inc., 102 Welland Avenue, Irvington, New Jersey 07111, for emergency repairs to the manholes located at Ferry and Union Streets and Broad and Market Streets, for total sum of \$9,000.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-h. **Resolution ratifying action taken by Mayor and Director of Engineering to secure services of LaFera Contracting Co., based upon lowest responsible proposal, pursuant to N.J.S.A. 40A:11-6, further, authorizing Mayor and Director of Engineering to execute contract with LaFera Contracting Co., 149 Verona Avenue, Newark, New Jersey 07104, for emergency sewer repairs on South 16th Street between 14th Avenue and South Orange Avenue, for total sum of \$39,690.57.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

June 5, 1991

- 7-R-i. Resolution ratifying action taken by Mayor and Director of Engineering to secure services of United Gunitite, Inc., based upon lowest responsible proposal, pursuant to N.J.S.A. 40A:11-6, further, authorizing Mayor and Director of Engineering to execute contract with United Gunitite, Inc., 102 Melland Avenue, Irvington, New Jersey 07111, for emergency sewer repairs at South and Jefferson Streets, for total sum of \$14,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-j. Resolution ratifying action taken by Mayor and Director of Engineering to secure services of Scafar Contracting Inc., based lowest responsible proposal, pursuant to N.J.S.A. 40A:11-6, further, authorizing Mayor and Director of Engineering to execute contract with Scafar Contracting, Inc., 225 Pacific Street, Newark, New Jersey 07114, for emergency sewer repairs at Ferry and Union Streets and Ferry Street near Pennsylvania Station, for total sum of \$108,847.62.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-k. Resolution ratifying action taken by Mayor and Director of Engineering to secure services of National Water Main Cleaning Company, based upon lowest responsible proposal, pursuant to N.J.S.A. 40A:11-6, further, authorizing Mayor and Director of Engineering to execute contract with National Water Main Cleaning Company, 875 Summer Avenue, Newark, New Jersey 07104, for emergency sewer repair/cleaning on Ferry Street, for total sum of \$33,329.03.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-l. Resolution authorizing Mayor and Director of Finance to accept funds in amount of \$38,679., from University of Medicine and Dentistry of Newark, New Jersey, for purpose of funding salary of one social caseworker, for period July 1, 1991 to June 30, 1992, does not require expenditure of municipal funds.
(To review and screen applicants for general assistance at the hospital)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

June 5, 1991

- 7-R-m. Resolution ratifying and authorizing Director of Health and Human Services to execute a hold harmless and indemnification agreement providing for indemnification to County of Essex, Department of Welfare, for any claim arising out of use of Welfare Offices located at 1015 Broad Street, 1006 Broad Street and 505 South 15th Street, Newark, New Jersey, for period May 13, 1991 through September 30, 1991, "Measles Outreach Campaign," for recipients of financial aid to families with dependent children.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-n. Resolution amending Resolution 7-R-u, September 5, 1990, contract with Charles Carson, M.D., for provision of medical services to infants and children of residents of City of Newark, for period July 1, 1990 to March 31, 1991, maximum amount of contract is \$62,235.60, to extend the contract to April 30, 1991, all other provisions of contract should remain in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-o. Resolution amending Resolution 7-R-v, September 5, 1990, ratifying and authorizing Mayor and Acting Director of Health and Human Services to apply for and accept grant from Prudential Foundation of New Jersey, in amount of \$40,000., to help support City of Newark's AIDS Education/Prevention Program, for period January 1, 1990 through December 31, 1990, by extending period from January 1, 1991 through December 31, 1991; all other terms and conditions shall remain in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-p. Resolution posthumously recognizing and commending "The Divine One" Sarah Vaughan, legendary vocalist, on the esteemed occasion of being honored during the third annual "Miss Newark Pageant" held Saturday, June 8, 1991, at the Quality Inn in Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-q. Resolution authorizing Director of Finance to issue check in amount of \$2,000., to Juan R. Ortega, refund of fence deposit paid at time of closing for purchase of City-owned property known as 31-33 Kearny Street, Block 525, Lots 46 and 47. (Purchaser complied with conditions of sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

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June 5, 1991

- 7-R-r. Resolution authorizing Director of Finance to issue check in amount of \$488., payable to Mario Crooks and DeHorn Thomas, refund of ¼ year's taxes paid at time of closing for purchase of City-owned property known as 124-126 Seymour Avenue, Block 3019, Lot 16. (Purchasers complied with conditions of sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-s. Resolution authorizing Director of Finance to cancel \$257.64, outstanding water/sewer charges, interest and penalty liens on property known as 327 South Street, Block 1785, Lot 005, Water Account No. 03-127-2650-00, City has foreclosed pursuant to In-Rem Foreclosure.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-t. Resolution authorizing Director of Finance to cancel \$76.54, outstanding water/sewer charges, interest and penalty liens on property known as 57½ Wright Street, Block 2799, Lot 014, Water Account No. 07-353-0770-00, City has foreclosed pursuant to In-Rem Foreclosure.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-u. Resolution authorizing City Treasurer to issue refund check in amount of \$607.72 to John and Louise Wright, 35 Leo Place, Newark, New Jersey 07108, as result of an overpayment made due to high estimated bills in 1991 on water/sewer Account No. 06-262-1450-00. (698 Bergen Street, Block 2688, Lot 043).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-v. Resolution authorizing City Treasurer to issue check in amount of \$100. to Reverend James Ware, 34 Chancellor Avenue, Newark, New Jersey, for a Certificate of Code Compliance which was never issued.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

1401
June 5, 1991

- 7-R-w. Resolution authorizing solicitation of sealed bids for sale of City-owned property known as 171 Verona Avenue, Block 843, Lot 3, pursuant to N.J.S.A. 40A:12-13(a), and authorizing advertising and setting return date of June 27, 1991, for acceptance of final bid for purchase of same under specified conditions. (Minimum bid amount-\$6,000., Minimum Capital Improvement-\$50,000.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-x. Resolution approving determination of Central Planning Board that City Tax Block 523, Lots 1, 3, 4, 5, 51, 54, 59 and 60 (231-239 Broadway, 109-119 Broad Street, 58 Third Avenue-East; 50-56 Third Avenue-East) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM880022, July 21, 1988) (North Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-y. Resolution designating reserved parking area for handicapped motorists on Parker Street, westside, beginning 144 feet south of the southerly curbline of Verona Avenue and extending 22 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-z. Resolution designating reserved parking area for handicapped motorists on Elm Street, northside, beginning 291 feet west of the westerly curbline of Pulaski Street and extending 20 feet westerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-ba. Resolution designating reserved parking area for handicapped motorists on Eastern Parkway, westside, beginning 163 feet north of the northerly curbline of Sandford Place and extending 25 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (West Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

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- 7-R-bb. Resolution designating reserved parking area for handicapped motorists on North 9th Street, westside, beginning 168 feet north of the northerly curbline of 4th Avenue and extending 24 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-bc. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$365,904., Clean Communities Program.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-bd. Temporary emergency resolution appropriating \$365,904., Clean Communities Program; said funds shall be provided in 1991 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-be. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$409,823.20, Summer Food Service Program for Children/SUNUP.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-bf. Temporary emergency resolution appropriating \$409,823.20, Summer Food Service Program for Children/SUNUP; said funds shall be provided in 1991 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-bg. Temporary emergency resolution appropriating \$2,810., Department of Land Use Control, Division of Office of Boards, Services by Contract or Agreement, Other Office Equipment Repair and Maintenance; said funds shall be provided in 1991 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

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June 5, 1991

- 7-R-bh. **Temporary emergency resolution appropriating \$1,000,000., Department of Health and Human Services, Division of Welfare, Miscellaneous, General Assistance; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-bi. **Resolution authorizing Business Administrator to execute contract with SI3, Inc., 1700 Route 3 West, Clifton, New Jersey 07013, for enhancement of existing storage and retrieval system utilizing remote hand-held terminals for Police and Sanitation Departments, for maximum amount of \$133,125. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(a)(ii)).**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of Engineering Zach met with the Council May 28, 1991)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Council Member Branch.

- 7-R-bj. **Resolution endorsing an amendment to Chapter 207, N.J.S.A. 54:4-3:139; et. seq. which will allow for a twenty-five (25) year extension of tax abatements granted under this act.**
(Copy of resolution submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Harris, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bk. **Resolution by the Newark Municipal Council designating Mercer Street, from West Street to Lincoln Street, as "Orlando Perry Plaza" for ceremonial and honorary purposes.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bl. **Resolution declaring an emergency exists as to an "Ordinance supplementing Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Chapter 17, Cruising (by codifying Ordinance 6-S & F-e, May 2, 1990 into Sections 23:17-1 et seq.)" Ordinance 6-Ph, S & F-bd, being finally adopted on June 5, 1991, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

1404
June 5, 1991

- 7-R-bm. Resolution expressing profound sorrow and regret at the passing of Mr. William M. Ashby, renowned civil rights leader and humanitarian.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Bradley, and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-1. Resolution recognizing and commending Private First Class Byron Rojas, a resident of Newark, for his valor while serving in the Persian Gulf War.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-2. Resolution recognizing and commending the Project Pride Declamation of Competition.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-3. Resolution recognizing and commending Bernard Kinsey on his retirement from the Xerox Corporation.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-4. Resolution recognizing and commending the basketball players of West Side High School who participated in the 1990 Summer Camp Program.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-5. Resolution recognizing and commending noted vocalist, Gladys Knight.**

A motion to adopt the resolution was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-6. Resolution recognizing and commending the 1991 African-American Day Parade Committee on the distinguished occasion of the 14th Annual "African-American Day Parade."**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

June 5, 1991

- 7-R-bn-7. Resolution recognizing and commending Mrs. Carrie M. Adams on the distinguished occasion of being honored on her 90th birthday celebration.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-8. Resolution recognizing and commending the Newark Youth At Risk Program for its outstanding contributions to the youth of this City.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-9. Resolution recognizing and commending Hon. Jim Florio, Governor of New Jersey, as well as the Hon. Ronald L. Rice, New Jersey State Senator, for their unwavering commitment in helping to secure a \$23 million loan for Passaic Valley Sewerage Commission which will save the City of Newark \$7.5 million in revenues.**

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-10.**

Resolution recognizing and commending Vincent "Jungle Jim" Aulisi, a native of Newark for his many noteworthy contributions to the Greater Newark community through the years.

A motion to adopt the resolution was made by Council Member Carrino, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-11.**

Resolution recognizing and commending Prokocimer International Enterprises for its generous sponsorship of free trips to the Bahamas for Newark children.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bn-12.**

Resolution recognizing and commending the East Orange High School Instrumental Music Department.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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June 5, 1991

7-R-bo.
(A.S.)

Resolution amending Resolution 7-R-cr (A.S.), May 15, 1991, authorizing Mayor and Director of Development to execute contracts for award of Regional Contribution Agreement funds with housing sponsors of ten (10) projects identified on Exhibit B, to show the inclusion of 1 project, totalling 11 projects, for 294 units assigned to the Parsippany-Newark RCA, all other parts of resolution remain in effect.

(Alpert & Sons Ltd., 521 Elizabeth Avenue, 10 rental units; Donald Jackson Neighborhood Corporation, 609-613 Clinton Avenue, 17 cooperative units; Dr. Juan C. Grana, 144-150 Brunswick Street, 18 rental units; Grafton Urban Renewal Corporation, 88 Grafton Avenue, 7 rental units; H.R. Lambert, 493 Central Avenue & 326-328 Park Avenue, 10 rental units; Jasmin House, Leslie & Nye Avenues, 23 rental units; Prince Hall Temple, 40 rental units; K. Hovnanian Society Hills, (Site B-43, Site D-64), 107 condominium units; La Casa-Villa Santa Maria, Various addresses-Broadway, 4th Avenue, 15 condominium townhomes and duplexes; RPM Development Corporation, 176 Avon Ave., 45 rental units; Upper University Heights Neighborhood Development Corporation, various addresses-16th Avenue, Fairmount Avenue, 5 condominium townhouses and duplexes)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bp.
(A.S.)

Resolution authorizing Mayor and Director of Engineering to execute contract with Aerial Data Reduction Associates, Inc., 9285 Commerce Highway, Pennsauken, New Jersey 08110, for Aerial Data Reduction Photography, for phase 3 of Tax Mapping, (7-R-n, April 4, 1990-Second phase of updating City of Newark's Tax Maps, as mandated by State of New Jersey as part of City wide revaluation), project shall be completed by June 30, 1992, for total sum of \$1,325,000.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project, in net amount not to exceed additional \$9,200. (Contract awarded as an exemption in accordance with N.J.S.A. 40A:11-5(1)(d) of the Local Public Contracts Law because the service will be performed for the furnishing of Tax Maps and bids are not required)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Director of Engineering Zach to meet with the Council at its pre-meeting conference June 18, 1991, was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bq.
(A.S.)

Resolution posthumously recognizing and commending the late Orlando K. Perry on the occasion of the designation of "Orlando K. Perry Plaza" at Mercer Street from West Street to Lincoln Street for ceremonial purposes, held on June 8, 1991.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-br.
(A.S.)

Resolution designating the City of Banjul, The Gambia, in West Africa as a Sister City.

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

June 5, 1991

- 7-R-bs.
(A.S.) Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into contract with International Youth Organization for Jobs Corps Training Program, for period February 1, 1991 to June 30, 1991. Total amount of contract shall not exceed \$134,000. for thirty-six (36) participants, source of funds, New Jersey Department of Labor, Employment Training Administration, Title 8% and IIA Youth. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to N.J.S.A. 40A:11-5(1)(a)(ii)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bt.
(A.S.) Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds in amount of \$2,143,890., from U.S. Department of Public Health Services, for period April 4, 1991 to April 3, 1992, for provision of Case Management Ambulatory Care Studies; funds provided through Title I, Ryan White Act.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bu.
(A.S.) Resolution appointing Allen Snow, Jr., Constable for a term commencing June 5, 1991 and ending June 4, 1992.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bv.
(A.S.) Resolution establishing Temporary Appropriation for Various Departments and Agencies and Deferred Charges and Statutory Expenditures, Municipal; totalling \$20,121,743.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bw.
(A.S.) Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility, totalling \$2,398,868.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bx-1.
(A.S.) Resolution recognizing and commending Dr. Elayne D. Brodie.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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7-R-bx-2.
(A.S.)

Resolution recognizing and commending the Newark Chapter 1 5th Annual Advisory Council Conference.

A motion to adopt the resolution was made by Council Member Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bx-3.
(A.S.)

Resolution recognizing and commending Jeffrey Cooper, The Black Flames, Tony Humphries, Khalis Bayyan and Blaze.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bx-4.
(A.S.)

Resolution recognizing and commending Reverend Dr. Edward Verner, President of the Newark-North Jersey Committee of Black Churchmen, for his extraordinary achievements as a clergyman, community servant and concerned citizen.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bx-5.
(A.S.)

Resolution recognizing and commending Deputy Chief Charles Cefalu, Sergeant Robert Russo, Police Officers Robert O'Connor, Yvette Lopez, Pedro Zamora, Jr., William Connally and Jose Montalvo for their unselfish act of bravery and courage during the line of duty.

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bx-6.
(A.S.)

Resolution recognizing and commending The Lifer's Group, Inc.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bx-7.
(A.S.)

Resolution recognizing and commending Raul Davila, noted actor and director.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bx-8.
(A.S.)

Resolution recognizing and commending Donald Louis Williams, Takiesha Lane and Jabellah Cureton, participants in the Newark Youth At Risk Program, on the esteemed occasion of receiving their GED diploma.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-bx-9.
(A.S.)**

Resolution recognizing and commending Francis J. Giantomasi, Esq., as "1990 Ironbound Citizen of the Year."

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-bx-10.
(A.S.)**

Resolution recognizing and commending Dr. Natalia Y. Preobrazhenska, noted Ukrainian Environmental Biologist.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-bx-11.
(A.S.)**

Resolution recognizing and commending baseball star Rocky Esposito.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-bx-12.
(A.S.)**

Resolution recognizing and commending Eulis Cranston Ward, Essex County Deputy Register.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-bx-13.
(A.S.)**

Resolution recognizing and commending Kenneth W. Murrain of Berger Hotels Corporation.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-bx-14.
(A.S.)**

Resolution recognizing and commending the Ensemble Theatre Company of Newark.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

**7-R-bx-15.
(A.S.)**

Resolution recognizing and commending Mr. Alphonse L. Picatello upon his retirement from the Department of Water Utilities, City of Newark.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-by.
(A.S.) Resolution appointing Cleave Cutliff, Constable for a term commencing June 5, 1991 and ending June 4, 1992.

A motion to adopt the resolution was made by Council Member Bradley seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bz.
(A.S.) Resolution declaring an emergency exists as to an "Ordinance providing for the vacation of North 10th Street, as laid out 60 feet in width on the Map of the Commissioners to lay out streets, avenues and squares, extending from the northerly line of Bloomfield Avenue to the southerly line of Berkeley Avenue," Ordinance 6-Ph, S & F-c, being finally adopted June 5, 1991, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ca.
(A.S.) Resolution declaring an emergency exists as to an "Ordinance granting permission to Seton Company to construct and maintain a sewer line running along Verona Avenue beginnin in Lot 22 on Block 822 and ending at McCarter Highway," Ordinance 6-Ph, S & F-d, being finally adopted June 5, 1991, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cb.
(A.S.) Resolution authorizing Mayor and Director of Engineering to execute two (2) Change Orders with Grad Associates, P.A., for additional work for the restoration of Krueger-Scott Mansion, for total sum of \$12,720. (Resolution 7-R-ce (A.S.), February 6, 1991, performance of architectural services at Krueger-Scott Mansion Restoration-\$244,944., totalling \$257,664.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Tucker, Villani, President Grant.

Not Voting: Council Members Harris, Rice.

- 7-R-cc.
(A.S.) Resolution authorizing City Treasurer to issue check in amount of \$2,197.87 to the order of Daidone Electric, Inc., 200 Raymond Boulevard, Newark, New Jersey 07105, for overpayment of water/sewer charges on Account No. 06-757-7940-0, Block 2341, Lot 001.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cd.
(A.S.) Resolution supporting Senate Bill S-2606 which provides for tax checkoffs for contributions for the Vietnam Veteran's Memorial Fund and the Agent Orange Commission Fund.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-ce. Resolution requesting Director of Local Government Services to approve insertion
(A.S.) in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$723,230.50, Hazardous
Materials Emergency Response Training and Equipment Specifications and Procurement.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cf. Temporary emergency resolution appropriating \$723,230.50, Hazardous Materials
(A.S.) Emergency Response Training and Equipment Specifications and Procurement; said
funds shall be provided in 1991 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg. Resolution authorizing Mayor to file application with State of New Jersey,
(A.S.) Department of Labor, for receipt of funds through the Job Training Plan under
the Job Training Partnership Act (JTPA) for Program Year 1991, IIA Basic-\$4,708,817.;
3% Older Worker-\$200,000.; 8% Education-\$386,364.; 8% (20%) Education Coordination-
\$15,000.; IIB SYETP-\$2,725,003., for period July 1, 1991 through June 30, 1992.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ch. Resolution appointing Joseph Hollaway, Sr., Constable for a term commencing
(A.S.) June 5, 1991 and ending June 4, 1992.

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ci. Resolution approving Tax Abatement Application and Financial Agreement for
(A.S.) Tiffany Manor Associates, L.P., for conversion of a former factory into 129 unit
residential rental complex, 26 units will be affordable to persons earning 50%
or less of the area's median income adjusted for family size on 792-820 Highland
Avenue, Block 852, Lot 11; granting exemption from taxation for period of not
more than 30 years from the completion of the project or the term of the New
Jersey Housing and Mortgage Finance Agency Mortgage in compliance with and subject
to the provisions of N.J.S.A. 55:14K-1, et seq. and in accordance with the provisions
of the financial (tax abatement) agreement.
(Formula: 6.28% of annual gross revenues-JUMPP Program)

(For action on this resolution, see pages 3 and 4 in the minutes of this meeting)

- 7-R-cj. Resolution appointing Joseph D'Amico, Constable for a term commencing
(A.S.) June 5, 1991 and ending June 4, 1992.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-ck.
(A.S.) Resolution declaring an emergency exists as to an "Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures more specifically identified on Exhibit "A" attached, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring five (5) years thereafter," Ordinances 6-Ph, S & F-j; 6-Ph, S & F-k; 6-Ph, S & F-l; 6-Ph, S & F-m; 6-Ph, S & F-n; 6-Ph, S & F-o; 6-Ph, S & F-p; 6-Ph, S & F-r; 6-Ph, S & F-s; 6-Ph, S & F-t; 6-Ph, S & F-u; 6-Ph, S & F-v; 6-Ph, S & F-w; 6-Ph, S & F-x; 6-Ph, S & F-y; 6-Ph, S & F-ba; 6-Ph, S & F-bb; 6-Ph, S & F-bc, being finally adopted on June 5, 1991, and the ordinances become effective immediately upon final passage, approval by the Mayor and publication in accordance with the laws of the State of New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cl.
(A.S.) Resolution authorizing Mayor and Director of Health and Human Services to accept funds in amount of \$409,823.20, from New Jersey State Department of Education, Bureau of Child Nutrition, for SuNup Summer Food Program, for period July 1, 1991 to August 30, 1991.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cm.
(A.S.) Resolution providing for the combination sale and issuance of general obligation bonds of the City in an amount not to exceed \$33,256,000. for various general improvements and water utility general improvement bonds of the City in an amount not to exceed \$9,456,000. for water systems improvements pursuant to P.L. 1976, C.38, the "Municipal Qualified Bond Act", which had been previously authorized by the Municipal Council and determining the form and other details of such bonds authorized in and by City of Newark, in the County of Essex, New Jersey.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Grant.

Not Voting: Council Member Tucker.

- 7-R-cn.
(A.S.) Resolution adopting the conditions of resolutions of the Local Finance Board of the State of New Jersey, authorizing the issuance of \$33,256,000 of Qualified General Improvement Bonds and \$9,456,000. of Qualified Water Utility Bonds of the City of Newark, pursuant to N.J.S.A. 48:3-1 et seq.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

MOTIONS.

- 7-M-a. A MOTION COMMENDING THE FEDERAL HOUSING AUTHORITY (FHA) FOR EXPANDING A "REVERSE MORTGAGES" PILOT PROGRAM WHICH WOULD ALLOW ELDERLY HOMEOWNERS TO CONVERT EQUITY IN THEIR HOMES INTO CASH OR MONTHLY INCOMES.

(For action on this motion, see page 54 in the minutes of this meeting)

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- 7-M-b. **A MOTION SUPPORTING A RECENT U.S. SUPREME COURT DECISION WHICH ELIMINATES RACIAL CONSIDERATIONS FROM JURY SELECTIONS IN ALL TRIALS** was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-c. **A MOTION SUPPORTING A BIPARTISAN FEDERAL ADVISORY PANEL, THE NATIONAL COMMISSION ON CHILDREN, IN ITS UNSWERVING COMMITMENT TOWARDS PROVIDING A BETTER QUALITY OF LIFE FOR THIS NATION'S YOUTH** was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-d. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DEACONESS CATHERINE WRIGHT OF NEWARK** was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-e. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CLARENCE WILLIAMS OF NEWARK** was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-f. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DENTON BRISTOL OF NEWARK** was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-g. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAY LATTIMORE OF NEWARK** was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-h. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. SUSAN E. JONES OF NEWARK** was made by President Grant, seconded by Council Member Villani and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-i. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. EVE BATTLE OF NEWARK** was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-j. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ANNA F. BOBOTTI OF NEWARK** was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-k. A MOTION SUPPORTING AN AMENDMENT OF THE FINANCIAL INSTITUTIONS SUBCOMMITTEE OF THE HOUSE BANKING COMMITTEE, BARRING ANY GOVERNMENT REIMBURSEMENT (INCLUDING THAT FROM THE FEDERAL RESERVE) TO ANY FOREIGN DEPOSITOR THAT HAS MONIES IN AN AMERICAN BANK DECLARED INSOLVENT was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-l. A MOTION RECOGNIZING AND COMMENDING REP. JOSEPH P. KENNEDY, II, FOR SPONSORING A HOUSE BANKING SUBCOMMITTEE AMENDMENT WHICH REQUIRES BANKING INSTITUTIONS TO ADEQUATELY SERVE THEIR RESPECTIVE COMMUNITIES AND NEIGHBORHOODS IN COMPLIANCE WITH THE COMMUNITY REINVESTMENT ACT OF 1977, BEFORE PURCHASING INTERSTATE BUSINESS OR DIVERSIFICATION WITH SECURITIES AND/OR INSURANCE COMPANIES was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-m. A MOTION RECOGNIZING AND COMMENDING REP. KWEISI MFUME FOR SPONSORING A HOUSE BANKING SUBCOMMITTEE AMENDMENT (27-B) WHICH FURTHER STRENGTHENS THE EQUAL CREDIT OPPORTUNITY ACT WHICH PROHIBITS DISCRIMINATION TO PROSPECTIVE CREDIT APPLICANTS ON THE BASIS OF RACE, AGE OR SEX was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-n. A MOTION STRONGLY OPPOSING A HOUSE BANKING SUBCOMMITTEE BILL (H.R. 1505), SPONSORED BY REP. PAUL E. KANJORSKI, WHICH WOULD EXEMPT MORE THAN 85 PERCENT OF THE NATION'S BANKS FROM COMPLIANCE WITH THE COMMUNITY REINVESTMENT ACT OF 1977 was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-o. A MOTION RECOGNIZING AND COMMENDING GEORGETOWN UNIVERSITY BASKETBALL COACH JOHN THOMPSON IN BEING APPOINTED TO THE BOARD OF DIRECTORS OF NIKE, INCORPORATED, was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-p. A MOTION STRONGLY URGING SENATOR DONALD RIEGLE, CHAIRMAN OF THE SENATE BANKING COMMITTEE AND REP. HENRY B. GONZALEZ, CHAIRMAN OF THE HOUSE BANKING COMMITTEE TO INCORPORATE INTO ALL FUTURE FUNDING LEGISLATION PERTAINING TO S & L BAILOUTS, THAT THE RESOLUTION TRUST CORPORATION ALLOCATE AN EQUAL AMOUNT OF CONTRACTS TO MINORITY-OWNED MANAGEMENT CONSULTING AND FINANCIAL FIRMS was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-q.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ETHEL L. McMILLAN OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-r.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. EDWARD SAM, JR. OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-s.** A MOTION DIRECTING THE CITY CLERK TO RESEARCH REQUIREMENTS FOR ELEVATOR INSPECTIONS IN HIGH RISE APARTMENTS THROUGHOUT THE CITY was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-t.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. RICHARD SHEARD, A LIFE LONG RESIDENT OF THE CITY OF NEWARK was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-u.** A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MR. FRANK G. MEGARO, LEGISLATIVE ANALYST WITH THE OFFICE OF THE CITY CLERK was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-v.** A MOTION REQUESTING DIRECTOR OF LAND USE CONTROL MCLUCAS INSPECT PROPERTY AT 123 HANSBURY AVENUE FOR GRASS AND WEEDS THAT HAVE GROWN OVER THE FENCE was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-w.** A MOTION REQUESTING MAYOR JAMES DIRECT DIRECTOR OF ENGINEERING ZACH, DIRECTOR OF LAND USE CONTROL MCLUCAS AND PRESIDING JUDGE MINOR TO INSPECT MAJOR CORRIDORS ON TWO OR THREE WEEKENDS FOR LITTER AND DEBRIS was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-x.** A MOTION REQUESTING ACTING POLICE DIRECTOR GOLBA TO TAKE THE NECESSARY STEPS TO HAVE ALL MEMBERS OF THE NEWARK POLICE DEPARTMENT TO BECOME BETTER ACQUAINTED WITH CITY ORDINANCES was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-M-y.** A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED A RESOLUTION RECOGNIZING AND COMMENDING MS. MILLICENT GREENWAY OF NEWARK was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-z.** A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH CORPORATION COUNSEL GRANT REQUESTING AN ORDINANCE BE PREPARED REQUIRING FINGER NAIL SHOPS OPERATING IN THIS CITY TO STERILIZE ALL PARAPHERNALIA BEFORE AND AFTER EACH USE was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-ba.** A MOTION REQUESTING THAT DIRECTOR OF ENGINEERING ZACH HAVE THE LOT LOCATED AT BERGEN STREET AND SHEPHARD AVENUE CLEANED was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bb.** A MOTION CONGRATULATING ASSEMBLYMEN JACKIE R. MATTISON, HARRY A. MCENROE, JAMES ZANGARI, WILLIE B. BROWN, AND ASSEMBLYWOMAN STEPHANIE R. BUSH ON THEIR PRIMARY VICTORIES TO THE NEW JERSEY ASSEMBLY AND SENATOR RICHARD J. CODEY ON HIS PRIMARY VICTORY TO THE NEW JERSEY SENATE was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bc.** A MOTION DIRECTING THE CITY CLERK TO INVITE PRINCIPALS OF IGA SUPERMARKET TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS THE CLEAN UP OF THE ENTIRE AREA SURROUNDING THEIR ESTABLISHMENT was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bd.** A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH PRESIDING JUDGE MINOR TO INQUIRE AS TO THE REASONS FOR THE INEXPEDIENT HANDLING OF CODE ENFORCEMENT CASES was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-M-be.** A MOTION EXPRESSING SINCERE APPRECIATION TO MR. SAM VERDERESE, MANAGER, DIVISION OF SANITATION AND MR. OSBORNE CARTER, CHIEF SANITATION INSPECTOR AND THEIR STAFF OF THE DIVISION OF SANITATION FOR THE RENOVATION OF HANK AARON FIELD AND FOR THE BEAUTIFICATION OF THE CENTRAL WARD was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bf.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. ANGELINA PASTORE was made by Council Member Carrino, seconded by Council Member Villani and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bg.** A MOTION REQUESTING THAT DIRECTOR OF ENGINEERING ZACH HAVE LOT LOCATED AT BALDWIN AND MADISON AVENUES CLEANED was made by Council Member Bradley, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bh.** A MOTION REQUESTING THAT DIRECTOR OF ENGINEERING ZACH HAVE LOT LOCATED AT SOUTH 15TH STREET AND MADISON AVENUE CLEANED was made by Council Member Bradley, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bi.** A MOTION REQUESTING THAT ACTING POLICE DIRECTOR GOLBA HAVE A WALKING PATROL INSTITUTED ON MAINWRIGHT STREET, BETWEEN CHANCELLOR AVENUE AND LYONS AVENUE was made by Council Member Bradley, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bj.** A MOTION REQUESTING THAT ACTING POLICE DIRECTOR GOLBA HAVE INTERSECTIONS OF FAYAN PLACE AND CHANCELLOR AVENUE AND SOUTH 19TH STREET AND CLINTON AVENUE INVESTIGATE OR REPORTED SALE OF DRUGS was made by Council Member Bradley, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bk.** A MOTION COMMENDING THE HONORABLE RALPH T. GRANT, JR., PRESIDENT OF THE NEWARK MUNICIPAL COUNCIL, FOR HIS POSITIVE CAMPAIGN IN HIS BID FOR SHERIFF OF THE COUNTY OF ESSEX was made by Council Member Branch, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani.
Not Voting: President Grant.
- 7-M-bl.** A MOTION REQUESTING DIRECTOR OF ENGINEERING ZACH, PORT AUTHORITY OF NEW YORK AND NEW JERSEY AND THE ESSEX COUNTY DIVISION OF SOLID WASTE TO RESPOND EXPEDITIOUSLY TO THE REPORT OF EMISSION VIOLATIONS WHICH HAVE APPEARED IN THE NEWSPAPERS was made by Council Member Martinez seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bm.** A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH ACTING POLICE DIRECTOR GOLBA REQUESTING REPORT ON MS. CHERYL WASHINGTON, WHO WAS DISMISSED FROM THE NEWARK POLICE ACADEMY was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The City Clerk presented Communication from Business Administrator Monteilh, received May 22, 1991, enclosing proposed "Ordinance to amend and supplement Title 8, Business and Occupations; to create a Chapter 27, Regulations of Coin Operated Telephones, as amended and supplemented. (To require those who own or control a common area in the City of Newark to obtain a permit for the installation of pay phones)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 19, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-b. The City Clerk presented Communication from Business Administrator Monteilh, received May 22, 1991, enclosing proposed "Ordinance amending Section 23:5-4, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulation on Washington Place."

(Washington Place, North side, from Broad Street to Washington Street.

From 9:30 A.M. to 3:30 P.M., Monday through Friday

South side, from Broad Street to Halsey Street

From 9:30 A.M. to 3:30 P.M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion directing the City Clerk to place this ordinance on the June 19, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-c. The City Clerk presented Communication from Business Administrator Monteilh, received May 22, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor' (6-S & F-d) adopted May 4, 1977, and amendments thereto (To create the title of Senior Graphic Artist and to abolish the title of Design and Production Supervisor in the Department of Administration)."

(Senior Graphic Artist 1 1/1/91 \$34,200.66 - \$41,187.02

(35 Hours))

(Creating new title and abolishing old in Department of Administration in accordance with title standardization of New Jersey Department of Personnel.

No change in salary. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 19, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-d. The City Clerk presented Communication from Business Administrator Monteilh, received May 24, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development and establishing salaries therefor' (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Housing Development Analyst and to abolish the title of Senior Housing Development Specialist in the Department of Development)."

(Housing Development Analyst 1 1/1/91 \$32,397.67 - \$39,014.28

(35 Hours))

(Creating new title and abolishing old in Department of Development in accordance with title standardization of New Jersey Department of Personnel. No change in salary. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

1419
June 5, 1991

A motion directing the City Clerk to place this ordinance on the June 19, 1991 Agenda of the Municipal Council for first reading was made by Council Member Martinez, seconded by Council Member Rice and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-e. Communication from Business Administrator Monteilh, received May 31, 1991, enclosing proposed "Ordinance granting permission to Newark Bay Cogeneration Partnership, L.P., to construct and maintain steam lines within three (3) easement areas described herein and located in Block 5060 and Doremus Avenue, Wilson Avenue and Avenue P." (East Ward)
(A.S.) (Copy of ordinance and correspondence submitted to each Member of the Council)

 (For action on this item, see Ordinance 6-F-i on page 7 in the minutes of this meeting)

- 8-f. Communication from His Honor, Mayor Sharpe James, received May 31, 1991, appointing, subject to confirmation, Mr. William R. Celester, 39 Rutgers Drive, Newark, New Jersey, as Police Director for the City of Newark, New Jersey, for term commencing July 1, 1991.
(A.S.) (Copy of communication submitted to each Member of the Council)
 (Mr. Celester met with the Council June 5, 1991)

 (For action on this item, see page 3 in the minutes of this meeting)

- 8-g. Communication from Business Administrator Monteilh, received June 3, 1991, enclosing proposed "Ordinance amending Ordinance 6-S & F-k, April 17, 1991, authorizing the sale of various properties to Phillips Metropolitan Colored Methodist Episcopal Church by correcting and approving the sale of lands through a five-year purchase agreement to Phillips Metropolitan Colored Methodist Episcopal Church."
(A.S.) (By adding Lots 4 and 5, 51-55 First Street; Lots 22 and 23, 63-65 First Street in Block 1845, by adjusting purchase price from \$74,000. to \$95,000.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

 (For action on this item, see Ordinance 6-F-h, on page 7 in the minutes of this meeting)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

- 9-a. Communication from Business Administrator Monteilh, received May 15, 1991, enclosing proposed "Ordinance authorizing the purchase of the Tennis Facility located on a portion of 417-459 Martin Luther King, Jr. Boulevard for the sum of \$50,000. from the New Jersey Tennis and Sports Foundation, Inc.; pursuant to N.J.S.A. 40A:12-5(a)(1)." (Central Ward)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

 A motion directing the City Clerk to place this ordinance on the June 19, 1991 Agenda of the Municipal Council for first reading was made by Council Member Bradley, seconded by Council Member Rice and adopted by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.
 Not Voting: Council Member Harris.

June 5, 1991

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from May 6, 1991 to May 20, 1991:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Parents Association of St. Lucy's School | 10285 (Amended) |
| Polish Falcons of America | 10450 |
| Newark Lodge #21 BPO Elks | 10490 |

RAFFLE LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Parents Association of St. Lucy's School | 10284 (Amended) |
| Newark Lodge #21 BPO Elks | 10491 |
| St. James AME Church | 10492 |
| Bronze Shield, Inc. | 10494 |
| Livingston Auxiliary of Foundation for Servicing Children and Young Adults with Learning Disabilities of New Jersey, Inc. | 10495 |

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

ADJOURNMENT.

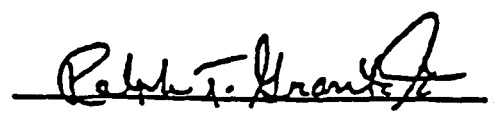
12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 4:55 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

1421

Newark, New Jersey, June 12, 1991

Pursuant to R.O. 2:15-1, Rule 4, an emergency special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Conference Room, City Hall, Newark, New Jersey, at 11:23 A.M.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Rice, Tucker, President Grant, Deputy City Clerk Mark E. Davis, Deputy City Clerk of the Municipal Council.
Absent: Council Members Carrino, Harris, Martinez, Villani.

Deputy City Clerk Davis read letter from Corporation Counsel Grant dated June 11, 1991, calling for an emergency special meeting of the Municipal Council of the City of Newark, New Jersey, re: **Englehard Industries No. 1 Urban Renewal Emergency Resolution**. The reason for the emergency is that the City will be required to pay substantial increases in interest on a 2.2 million dollar tax refund if this Resolution is not adopted immediately.

A motion to hold this emergency special meeting was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Rice, Tucker, President Grant.
Absent: Council Members Carrino, Harris, Martinez, Villani.

RESOLUTIONS.

7-R-a. (S)

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown totalling \$2,258,086.63 for overpayments carried on books and records of Tax Collector by reason of State Board Judgments, Veterans Allowances, Senior Citizen Allowances and Cash Overpayments for years 1984, 1985, 1986, 1987, 1988, 1989, 1990 and 1991.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Rice, Tucker, President Grant.
Absent: Council Members Carrino, Harris, Martinez, Villani.

ADJOURNMENT.

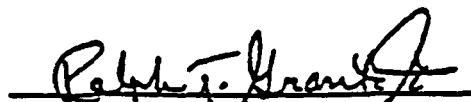
12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Rice, Tucker, President Grant.
Absent: Council Members Carrino, Harris, Martinez, Villani.

This meeting adjourned at 11:28 A.M.

APPROVED:



Mark E. Davis
Deputy City Clerk



Ralph T. Grant, Jr.
President

Spec. Mtg., 6-12-91

Newark, New Jersey, June 19, 1991

1422

A special meeting of the Municipal Council of the City of Newark, New Jersey was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, at 1:09 P.M., for the purpose of holding a public hearing on the 1991 Budget of the City of Newark and to consider any other related actions deemed necessary.

City Clerk Marasco called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Rice, Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Harris, Martinez, Villani, President Grant.

City Clerk Marasco stated in the absence of President Grant, he would entertain a motion to elect a Temporary President.

A motion to nominate Council Member Tucker as Temporary President was made by Council Member Bradley, seconded by Council Member Branch.

There were no other nominations.

The motion was declared adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Rice, Tucker.

Absent: Council Members Harris, Martinez, Villani, President Grant.

The City Clerk: Pursuant to Resolution 7-R-d (S), May 15, 1991, a hearing on the budget and tax resolution was established as June 19, 1991, at 11:00 A.M., in the Council Chamber, City Hall and published in the June 5, 1991 issue of the Star Ledger. A notice was posted on the bulletin board in the basement of City Hall.

RESOLUTIONS.

7-R-a. (S-1) Resolution providing for the reading of the Budget for the Tax Year 1991 by its title.

City Clerk Marasco read the following resolution:

WHEREAS, N.J.S.A. 40A:4-8 provides that the budget as advertised shall be read in full at the public hearing, or that it may be read by title only if:

1. At least one week prior to the date of the hearing a complete copy of the approved Budget, as advertised:
 - (A) shall be posted in a public place where public notices are customarily posted in the principal public building, and
 - (B) copies are made available to each person requesting same during said week and during public hearing.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the City of Newark, that it is hereby declared that the conditions of N.J.S.A. 40A:4-8, 1(a) and 1(b), have been met and therefore the Budget for 1991 shall be read by title only.

A motion to adopt the resolution was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by Temporary President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Rice, Temporary President Tucker.

Absent: Council Members Harris, Martinez, Villani, President Grant.

The City Clerk: The Local Budget of the City of Newark for the Year 1991 was approved by the Municipal Council on the 15th day of May, 1991. The Director of Local Government Services has not yet completed its review. The Budget was advertised in accordance with law in the Newark Star Ledger issue of June 5, 1991. In the advertisement, 11:00 A. M., or as soon thereafter as the Council can convene, on the 19th day of June, 1991, in the Council Chamber of Newark City Hall, was established as the hearing date. This being the date, time and place, it is respectfully requested that the Temporary President declare open the hearing on the 1991 Approved Budget.

1213
June 19, 1991

Temporary President Tucker: The public hearing on the 1991 budget of the City of Newark is declared open.

Temporary President Tucker called for those desiring to be heard on the 1991 budget to approach the rail, give their name and address and be heard.

MR. DANIEL O'FLAHERTY, 23 REYNOLDS PLACE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council relative to whether Newark Economic Development Corporation (N.E.D.C.) had reimbursed the city for the pedestrian bridge at the Legal Communication Center and also questioned two prior years bills which appeared in the budget in the bills of Division of Public Buildings

A lengthy discussion was held by the Members of the Municipal Council.

Temporary President Tucker directed the City Clerk to request Budget Officer Omolino to advise Council as to what these bills cover; further directing the City Clerk to request Corporation Counsel Grant to furnish information concerning whether Newark Economic Development Corporation has paid back to the City the cost for construction of the pedestrian bridge at the Legal Communication Center. Temporary President Tucker further directed that a copy of these responses be forwarded to Mr. O'Flaherty.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Rice, Temporary President Tucker.

Absent: Council Members Harris, Martinez, Villani, President Grant.

This meeting adjourned at 1:37 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

1424
Newark, New Jersey, June 19, 1991

Prior to the regularly scheduled meeting various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:20 P.M.

The audience arose for the National Anthem.

The invocation was offered by Reverend Levin West.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant; City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Augustine Uzodike, Legislative Research Officer Elmer Herrmann, Public Relations Consultant Delores Wheat,

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was disseminated on June 14, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

None.

Each of the Members of the Municipal Council commended outgoing President Grant on the outstanding job he performed during his tenure as Council President.

President Grant thanked the Members of the Municipal Council for all their accolades and hoped the Council would continue to work together for the betterment of this great City.

A motion to consider Resolution 7-R-ei (A.S.) at this time was made by Council Member Tucker, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ei.
(A.S.)

Resolution by the Municipal Council expressing its deep concern regarding the recent incident of June 9, 1991 on the Hillside-Newark Border; further, requesting an impartial investigation by the appropriate County and State Law Enforcement Agencies.

A motion to adopt the resolution was made by Council Member Tucker, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

A motion to consider Resolution 7-R-ed (A.S.) at this time was made by the Council of the Whole and declared adopted by President Grant by the following voted:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Reg. Mtg., 6-19-91

7-R-ed.
(A.S.)

Resolution authorizing transfer of funds from Housing and Community Development Act - Sixteenth Year Funds, (HCDA XVI), from Housing Assistance, Salaries and Wages, Other Expenses, Public Facilities and Improvements, Chad School, Other Expenses, Administration, Development-Director's Office, Other Expenses, Planning Project, Salaries and Wages, Other Expenses to Public Services, Grace West Manor, Other Expenses, Newark Community School of the Arts, Other Expenses, Chad School, Other Expenses, Payment of Non-Federal Share, Boylan Street Pool Rehabilitation, Other Expenses; pursuant to Ordinance 6-S & F-d, April 16, 1980. (To establish three (3) new activities: Grace West Manor-\$55,000., Newark Community School of the Arts-\$100,000., Boylan Street Pool Rehabilitation-\$107,143. and Chad School funds are being reprogrammed to subsidize the tuition costs instead of physical rehabilitation in amount of \$35,000.))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for Ordinances on First Reading.

6-F-a.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by designating River Street as a one-way Street.

(Deleting:

River Street, Westbound, from Raymond Boulevard to McCarter Highway)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-b.

The City Clerk read An ordinance to amend and supplement Title 8, Business and Occupations; to create a Chapter 27, Regulations of Coin Operated Telephones, as amended and supplemented. (To require those who own or control a common area in the City of Newark to obtain a permit for the installation of pay phones).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 3, 1991.

6-F-c.

The City Clerk read An ordinance amending Section 23:5-4, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulation on Washington Place.

(Washington Place, North side, from Broad Street to Washington Street.

From 9:30 A.M. to 3:30 P.M., Monday through Friday

South side, from Broad Street to Halsey Street

From 9:30 A.M. to 3:30 P.M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 3, 1991.

6-F-d. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor" (6-S & F-d) adopted May 4, 1977, and amendments thereto (To create the title of Senior Graphic Artist and to abolish the title of Design and Production Supervisor in the Department of Administration).

(Senior Graphic Artist 1 1/1/91 \$34,200.66 - \$41,187.02
(35 Hours))

(Creating new title and abolishing old in Department of Administration in accordance with title standardization of New Jersey Department of Personnel. No change in salary. Represented by Newark Council 21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 3, 1991.

6-F-e. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development and establishing salaries therefor" (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Housing Development Analyst and to abolish the title of Senior Housing Development Specialist in the Department of Development).

(Housing Development Analyst 1 1/1/91 \$32,397.67 - \$39,014.28
(35 Hours))

(Creating new title and abolishing old in Department of Development in accordance with title standardization of New Jersey Department of Personnel. No change in salary. Represented by Newark Council 21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Villani, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 3, 1991.

6-F-f. The City Clerk read An ordinance authorizing the purchase of the Tennis Facility located on a portion of 417-459 Martin Luther King, Jr. Boulevard for the sum of \$50,000. from the New Jersey Tennis and Sports Foundation, Inc.; pursuant to N.J.S.A. 40A:12-5(a)(1). (Central Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Harris.

June 19, 1991

President Grant: The yeses are eight, the noes are none and one not voting. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 3, 1991.

A motion to consider Item 8-n (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-g.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977, and amendments thereto (To adjust salary for the Police Director)

(Police Director 7/1/91 \$85,000. - \$85,000.
1/1/92 90,000. - 90,000.)

(9%-July 1, 1991; 5.9%-January 1, 1992)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by deleting therefrom the 1992 salary was made by Council Member Tucker, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

A motion to adopt the ordinance, as amended, was made by Council Member Bradley, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance, as amended, is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance, as amended, will come up for a public hearing and be considered for further action on July 3, 1991.

A motion to consider Item 8-o (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-h.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To create certain position titles and to abolish others in the Department of General Services)

(Creates 9 titles; abolishes 15 titles)

(Ordinance restructures table of organization in order to effectuate economies in Department of General Services. Represented by various collective bargaining units)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 3, 1991.

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Council Member Tucker, through the Chair, directed the City Clerk to request the Director of General Services to submit additional information on the titles being deleted in this ordinance and if any career employees were being terminated due to this change.

A motion to consider Item 8-p (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-i. (A.S.) The City Clerk read An ordinance approving the sale of the premises commonly known as 423, 425, 427, 429, 433, 435, 437 South 15th Street (Tax Block 319, Lots 43, 44, 45, 46, 48, 49 and 50, respectively), Newark, New Jersey to the Newark Pre-School Council, Inc., pursuant to the provisions of N.J.S.A. 40A:12-21(k). (West Ward)

(\$500. - Full day pre-school center)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Villani and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Grant.

Not Voting: Council Member Tucker.

President Grant: The yeses are eight, the noes are none and one not voting. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 3, 1991.

Council Member Rice, through the Chair, directed the City Clerk to request the Corporation Counsel to prepare an ordinance that would protect the City so that if, in the future, any non-profit corporation no longer uses the property for purposes intended, the property shall revert back to the City.

A motion to consider Item 8-i on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

6-F-j. The City Clerk read An ordinance ratifying and authorizing the execution of a Lease Agreement between the Salvation Army, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 138 Clifford Street, Block 972, Lot 25, for the sum of \$15,564.00 per year for a period of twelve months. (East Ward)

(January 1, 1991 to December 31, 1991 - Ironbound Senior Citizens Center)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 3, 1991.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

1-29
June 19, 1991

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Oliver Street and Van Buren Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Oliver Street and Van Buren Street: Stop signs shall be installed on all approaches.

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

STATEMENT: This ordinance establishes a traffic regulation requiring all vehicles to stop at the intersection of Oliver Street and Van Buren Street before crossing or entering from each direction.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Grant.

Absent During Roll Call: Council Member Tucker.

President Grant: The yeases are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Warren Street as a through street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

June 19, 1991

1430

WARREN STREET
Between Norfolk Street and Lock Street

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

STATEMENT: This ordinance provides for stop signs to be installed at each street intersecting Warren Street.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 4, Alcoholic Beverages, Chapter 2, Licenses, Section 2.1, Acquisition and Retirement of Plenary Retail Consumption Licenses; Increase in Annual Fees, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented (By changing the filing procedure in Paragraph 2(a) to require a written notarized notice in lieu of a 12 page person-to-person transfer application).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 4, Alcoholic Beverages, Chapter 2, Licenses, Section 2.1, Acquisition and Retirement of Plenary Retail Consumption Licenses; Increases in Annual Fees, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby amended by amending paragraph 2(a) as follows:

2. Procedures

a. Any holder of a plenary retail consumption license who desires to retire a license shall file written notice of said desire with the local issuing authority. Said notice shall be notarized and shall at least include the name of the licensee, the address of the license, the license number, the date the licensee acquired said license and the last date the license was active.

Section 2. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

1-31
June 19, 1991

STATEMENT

This Ordinance changes the filing procedure for retiring a license by simply requiring a written notarized notice in lieu of completion of a 12 page application for a person-to-person transfer.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 17, Offenses, Miscellaneous, Chapter 14, Sale and Transfer of Spray Paint Containers and Indelible Markers, of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended and supplemented (To require that spray paint be sold from locked display cases or be otherwise inaccessible to unauthorized persons).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 17, Offenses, Miscellaneous, Chapter 14, Sale and Transfer of Spray Paint containers and Indelible Markers, of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented be and the same is hereby amended in its entirety to read as follows:

CHAPTER 14. SALE, TRANSFER, POSSESSION AND/OR USE OF SPRAY PAINT CONTAINERS AND INDELIBLE MARKERS.

17:14-1. PROHIBITED ACTS

The following acts are prohibited:

(a) No person shall sell or otherwise transfer any spray paint container or indelible marker to a minor under the age of 18 years unless said minor is accompanied by a parent or legal guardian at the time of purchase or transfer.

(b) All persons offering for sale spray paint in pressurized containers shall restrict access to such items from the public by placing them behind a locked counter, cabinet or other storage facility so that access to them can not be gained without them being unlocked by an authorized person. All persons offering for sale markers with a marking tip of one-quarter inch shall keep such markers in a location where they can be in constant view of the employee, agent or other authorized representative of the person selling the markers.

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(c) No minor under the age of 18 years shall, at the time of purchase or transfer of any spray paint container or indelible marker, furnish fraudulent evidence of majority, including, but not limited to a motor vehicle operator's license, a registration certificate under the Federal Selective Service Act, an identification card issued to a member of the Armed Forces, or any document issued by a federal, state, county or municipal government.

(d) No person shall possess a spray paint container or indelible marker in any public building, or upon any public facility or private property with the intent to use same to deface said public building, facility or private property absent express permission to the contrary.

(e) No person shall deface any real or personal property, be it public or private by placing written or pictorial graffiti, writings or other markings thereon without the express knowledge and consent of the owner; however, this prohibition shall not apply to easily removable chalk markings on public sidewalks or streets written or drawn in connection with traditional children's games or any lawful business or public purpose or activity.

17:14-2. Penalties.

Any person who violates any provision of this chapter shall, upon conviction thereof, be punished by one or more of the following penalties:

- (a) a fine not exceeding \$500.00; and/or
- (b) imprisonment for any term not exceeding 90 days; and/or
- (c) a period of community service not exceeding 90 days.

In the event that a minor violates any provision of this chapter, a complaint, signed by any person who has knowledge of the facts alleged to constitute the violation or who is informed of such facts and believes same to be true, shall be filed with the Youth Aid Bureau of the Newark Police Department. Said complaint shall then be forwarded to the Superior Court, Chancery Division, Family Part, Juvenile Division, and the minor shall be dealt with in accordance with the provisions of the New Jersey Code of Juvenile Justice, N.J.S.A. 2A:4A-20 et. seq.

17:14-3. Reward.

A reward of \$500.00 shall be paid to any person or persons providing information leading to the detection and apprehension of any person found guilty of violating any provision of 17:14-1 hereof. The reward shall be payable after conviction out of a fund established for this purpose, but no such reward shall be paid to any public employee whose duty it is to investigate or enforce the law. The Police Director is hereby authorized to grant such reward with the consent of the Municipal Council.

Section 2. All prior ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This amendment to Title 17 will require spray paint containers to be kept in locked display counters or cabinets.

1-33

June 19, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage and directing the City Clerk to invite Business Administrator Monteilh and Acting Police Director Golba to meet with the Municipal Council at its June 25, 1991 special conference was made by Council Member Rice, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Director of Personal Health Services and to abolish the title of Manager, Division of Community Health in the Department of Health and Human Services).

(Ordinance creating new title and abolishing old as result of New Jersey Department of Personnel reclassification. No salary change. Not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Director of Personal (1) 1/1/90 \$45,215.00 - \$54,959.00
Health Services
5481

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Manager, Division of
Community Health
A277

SECTION 3. The hereinabove noted position is to be considered in the managerial or exempt class of position with no standard hours of work. The incumbent employed in such position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

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June 19, 1991

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance is the result of a New Jersey Department of Personnel reclassification.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance appropriating \$200,000. from the Capital Surplus Fund, including bond proceeds, to the purpose set forth herein for the rehabilitation of Hayes Pool West, in the City of Newark, authorized herein to be undertaken in and by the City of Newark, in the County of Essex, State of New Jersey.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring) AS FOLLOWS:

Section 1. Pursuant to the Local Bond Law and the Local Budget Law of the State of New Jersey, including N.J.S.A. 40A:2-39, the City of Newark, County of Essex, State of New Jersey (hereinafter the "City") hereby determines there are funds available from the Capital Surplus Fund of the City, including Bond Proceeds, now available for use on other Capital Projects.

SECTION 2. The City hereby appropriates \$200,000 from the Capital Surplus Fund for the following project set forth herein as follows:

| <u>Project No.</u> | <u>Project</u> | <u>Total Appropriation</u> | <u>Useful Life (Years)</u> |
|------------------------|---|--------------------------------|------------------------------------|
| C1-81 | The Rehabilitation of R-32, Hayes Pool West. | \$200,000 | 7 |

1835
June 19, 1991

The description of the project set forth hereinabove shall include similar and/or comparable equipment, and all accessories, equipment, costs, improvements and appurtenances thereto, and for said project set forth in this Section 2 the useful life is 7 years.

SECTION 3. No bonds or notes are authorized by this Ordinance, nor are funds from the Capital Improvement Fund or Capital Surplus Fund authorized for down-payment purposes for the Project set forth in Section 2 hereinabove. However, the City hereby determines the Project set forth in Section 2 is a purpose for which bonds may be issued.

SECTION 4. The Capital Budget of the City of Newark is hereby amended to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the City Clerk and is available for public inspection.

SECTION 5. The Director of the Department of Finance of the City is hereby authorized to make application to the Local Finance Board of the Department of Community Affairs of the State of New Jersey with respect to this Ordinance.

SECTION 6. To the extent that any previous resolution or ordinance is inconsistent with or contradictory hereto, said resolution or ordinance is hereby repealed or amended to the extent necessary to make it consistent herewith.

SECTION 7. This bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption.

FN 650 [NWK/001]

STATEMENT: Ordinance is providing \$200,000 in Capital Surplus funds to rehabilitate Hayes Pool West.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Ordinance 6-S & F-k, April 17, 1991, authorizing the sale of various properties to Phillips Metropolitan Colored Methodist Episcopal Church by correcting and approving the sale of lands through a five-year purchase agreement to Phillips Metropolitan Colored Methodist Episcopal Church.

WHEREAS, Ordinance 6S & F-K dated April 17, 1991 (Exhibit A) authorized to transfer of certain municipal property, Block 1845, Lots 36, 38, 25, 26, 27, 28, 29, 30, 31 & 32 to Phillips Metropolitan Colored Methodist Episcopal Church (hereinafter Phillips) for relocation; and

WHEREAS, the relocation site was decreased by virtue of this Ordinance and Phillips Church officials have requested an ammendment of Ordinance 6S & F-K so that four (4) lots removed from the relocation site which are block 1845, Lots 4, 5, 22 & 23 can be added back to the relocation site, as these lots are essential for the future expansion and development of the church (see Exhibit B); and

WHEREAS, Phillips has also requested an ammendment of the Ordinance in order that it can enter into a five (5) year purchase agreement and mortgage with the City of Newark through the Department of Development for the sites as opposed to five (5) year lease - purchase which had been authorized by Ordinance 6S & F-K dated April 17, 1991; and

WHEREAS, the Department of Development has reviewed this matter and finds it acceptable.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. Phillip's Ordinance 6S & F-K dated April 17, 1991 be and is hereby admended as follows:

- a. Phillips' relocation site will include Block 1845, Lots 4, 5, 22 and 23 and the other lots previously authorized by Ordinance 6S & F-K which are Block 1845, Lots 36, 38, 25, 26, 27, 28, 29, 30, 31 and 32.
- b. The Department of Development hereby authorized to enter into a five year purchase agreement and mortgage for the purchase of land for relocation by Phillips at a price of \$95,000.
- c. Phillips is hereby required to deposit 10% of the purchase price at the time it executes the purchase agreement and the remaining balance is payable in five equal installments no later than March 15th of each calendar year thereafter, until the purchase price is paid in full.

Section 2. All other parts Ordinance 6S & F-K remain in effect.

Section 3. The Director of Development is hereby authorized to enter into a purchase agreement with Phillips for the purchase of land identified in Exhibit B for relocation at a purchase price of \$95,000.00 and execute any and all deeds and other documents, same to be approved as to form and legality by the Corporation Counsel and to be attested acknowledge by the City Clerk.

Section 4. A copy of the executed documents shall be filed with the Office of the City Clerk.

Section 5. The Ordinance shall take effect upon final passage and publication in accordance with the law of the State of New Jersey.

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June 19, 1991

STATEMENT

Passage of this Ordinance will permit the City of Newark to sell properties through the use of a five year purchase agreement located in the Central Ward to Phillips Metropolitan Colored Methodist Episcopal church.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting permission to Newark Bay Cogeneration Partnership, L.P., to construct and maintain steam lines within three (3) easement areas described herein and located in Block 5060 and Doremus Avenue, Wilson Avenue and Avenue P.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That permission is hereby granted to Newark Bay Cogeneration Partnership, L.P. to construct and maintain steam lines within the following easement areas:

- A. As described on a drawing prepared by Hatch Associates entitled "Steam Distribution System, Steam Line Routing Key Plan" dated May 14, 1991 and more fully described in a description prepared by Maser, Sosinski & Associates, P.A. entitled "Proposed Utility Easement Thru a 60 R.O.W. Project No. 91-021A" dated February 8, 1991 and revised May 14, 1991.
- B. As described on a drawing prepared by Hatch Associates entitled "Steam Distribution System, Steam Line Routing Key Plan" dated May 14, 1991 and more fully described in a description prepared by Maser, Sosinski & Associates, P.A. entitled "Proposed Utility Easement Thru Doremus Avenue, Project No. 91-021A" dated February 8, 1991 and revised May 14, 1991.
- C. As described on drawings prepared by Hatch Associates entitled "Steam Distribution System, Steam Line Routing Avenue P, Steam Line Routing Wilson Avenue and Steam Line Routing Doremus Avenue" dated May 14, 1991 and more fully described in a description prepared by Maser, Sosinski & Associates, P.A. entitled "Steam Line Easement Thru the Right of Ways of Wilson Avenue, Doremus Avenue and Avenue P, Project No. 91-021A", dated February 19, 1991 and revised May 14, 1991.

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June 19, 1991

Section 2. That such permission be and is hereby given upon the condition and provision that Newark Bay Cogeneration Partnership, L.P., its successors and assigns, not only shall indemnify and save harmless the City of Newark, its officers, agents and servants, from any claims whatsoever arising from or in any way connected with the granting or use of the above stated easements, but shall agree to assume on behalf of the City of Newark defense of any action at law or equity which may be brought against the City of Newark upon such claims or from claims arising during the construction period and during the existence of the easements.

Section 3. That in addition to the aforesaid indemnity agreement, Newark Bay Cogeneration Partnership, L.P., its successors and assigns shall at its own cost and expense procure and keep at all times in full force and effect paid up policies for Comprehensive General Liability Insurance in favor of the City of Newark, in an amount of at least \$5,000,000.00 covering bodily injury and property damage arising out of any one accident, said policies to be approved by the Corporation Counsel of the City of Newark. Proof of said coverage, naming the City of Newark as an insured and including the indemnification clause in Section 2, shall be filed with the City Clerk prior to installation. The City shall have the right to require an increase in the amount of Comprehensive General Liability Insurance to alter the terms of insurance called for under this section. Said insurance shall not be subject to cancellation or change until thirty (30) days after the City Clerk has written notice thereof as evidenced by return receipt of certified or registered letter. In the event the property or any part thereof, does not remain in the ownership of Newark Bay Cogeneration Partnership, L.P., the City shall be given notice thereof, and should the City find and determine that the use for which the aforesaid easement may increase the fire or safety hazard at the premises or affect the liability of the City, the City shall have the right to require an increase in the general comprehensive coverage and to alter the terms of insurance called for under this section.

Section 4. That such permission be and is hereby given upon the further condition that in the use of said easements Newark Bay Cogeneration Partnership, L.P., its successors and assigns shall become subject to any Ordinance or Resolution now or hereafter adopted by the City of Newark that may apply to the easements and steam lines, and that Newark Bay Cogeneration Partnership L.P., its successors and assigns, shall become liable for the payment of any fee hereafter imposed by the City by such Ordinance or Resolution.

Section 5. That such permission be and is hereby given upon the condition that Newark Bay Cogeneration Partnership L.P. shall file with the City of Newark its written acceptance of the provisions of this Ordinance within thirty (30) days from the date on which it takes effect and shall pay on demand of the City of Newark the amount and cost and expense to the City for all official publications of this Ordinance.

Section 6. That such permission be and is hereby given upon the condition that Newark Bay Cogeneration Partnership L.P. shall commence installation of the said steam lines not later than one month from the effective date of this Ordinance and shall complete such installation in the easement areas with a period of one hundred twenty (120) days from commencement of such work, unless said 120 day period is extended by the Director of Engineering upon receipt of a written extension request from Newark Bay Cogeneration Partnership L.P.

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June 19, 1991

Section 7. That such permission be and is hereby given upon the condition that Newark Bay Cogeneration Partnership, L.P. shall obtain a written permit from the Division of Permits and Licenses before disturbing the easement areas or making any installations.

Section 8. That Newark Bay Cogeneration Partnership L.P. shall be responsible for the repair of and/or damage to paving, existing utility lines, or any surface or subsurface installation, etc., arising from the construction, installation, or maintenance of the steam lines.

Section 9. That such permission is granted subject to all State Laws and City Ordinances governing the aforesaid easements, steam lines and maintenance.

Section 10. That in the event that the steam lines covered within the aforesaid easements are not longer used, or used for a purpose other than the original intent by either Newark Bay Cogeneration Partnership L.P., its successors and assigns in title, the City of Newark shall be so notified, and it shall have the right to terminate this easement and upon such termination all rights shall revert to the City. Upon the cessation of use of the aforesaid easements the steam lines shall be removed in a manner meeting with the approval of the Director of the Department of Engineering. All costs for removing the steam lines shall be borne by Newark Bay Cogeneration Partnership L.P. or its successors or assigns.

Section 11. That so long as the steam lines covered by this easement remain in existence, the obligation and performances hereunder shall run with the land and shall be binding upon Newark Bay Cogeneration Partnership L.P. and upon all subsequent owners of the property connected by the easements.

Section 12. That Newark Bay Cogeneration Partnership L.P., subject to the approval of the City of Newark Corporation Counsel, shall place an instrument on record in the Essex County Register's Office giving notice of the existence of the easements created by this Ordinance. This instrument shall be executed on behalf of the City of Newark by the Director of the Department of Engineering and attested to by the City Clerk who shall affix the City Seal thereto. The City shall record this instrument at the cost of Newark Bay Cogeneration Partnership L.P. who shall pay all such costs upon request from the City.

Section 13. That for the rights and privileges herein granted Newark Bay Cogeneration Partnership L.P. shall pay to the City of Newark an easement fee of Fifty thousand dollars (\$50,000.00) upon acceptance of this agreement and shall pay to the City of Newark on or before January 15th of each succeeding year a user charge of Ten thousand dollars (\$10,000.00).

Section 14. This Ordinance shall take effect upon promulgation and passage in accordance with law.

STATEMENT

This Ordinance grants an easement reservation permission to Newark Bay Cogeneration Partnership L.P. to construct and maintain a steam lines.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. ARNOLD COHEN, 272 WALNUT STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council requesting the Council Members to postpone action on this ordinance in order to evaluate whether the facility is going to be a benefit or a detriment to the City.

MS MARIAROSA DA COSTA, 51 VAN BUREN STREET, NEWARK, NEW JERSEY, addressed the Member of the Municipal Council relative to her concerns about the disadvantages to the City and requested the Council Members to investigate the Company's past record.

A lengthy discussion was held by the Members of the Municipal Council.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Council Member Harris and failed of adoption by the following votes:

Yes: Council Members Bradley, Branch, Harris, President Grant.

No: Council Members Martinez, Villani.

Not Voting: Council Members Carrino, Tucker.

Absent During Roll Call: Council Member Rice.

A motion to continue the hearing and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, June 25, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Council Member Martinez, through the Chair, directed the City Clerk to request principals of Newark Bay Congeneration Partnership to meet with Mr. Arnold Cohen and members of the Ironbound Committee Against Toxic Wastes to discuss concerns raised by this committee prior to the June 25, 1991 special meeting.

6-S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 925, Lot 54 more commonly known as 102 Tichenor Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Jose Rodriguez) (East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to reject the ordinance and directing the City Clerk to forward a verbatim transcript of remarks made by the Members of the Municipal Council to Mayor James, Corporation Counsel Grant and Engineering Director Zach was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Hearings of Citizens.

6-HC-a.

MR. WILLIAM WALLACE, 105 CARNEGIE AVENUE, EAST ORANGE, NEW JERSEY addressed the Members of the Municipal Council relative to matters of government.

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- 6-HC-b. MR. ARNOLD COHEN, 272 WALNUT STREET, NEWARK, NEW JERSEY.
6-HC-c. MS. JUNE KRUSZEWSKI, 27 SCHALK STREET, NEWARK, NEW JERSEY.
6-HC-d. MS. MARIAROSA DA COSTA, 51 VAN BUREN STREET, NEWARK, NEW JERSEY.
6-HC-e. MR. JOE NARDONE, 232 JEFFERSON STREET, NEWARK, NEW JERSEY.
6-HC-f. MS. BEATRICE SPEZIALE, 195 PARKHURST STREET, NEWARK, NEW JERSEY.
6-HC-g. MR. GENE AQUILERA, 285 WALNUT STREET, NEWARK, NEW JERSEY.

The above citizens addressed the Members of the Municipal Council relative to existing problems regarding the Essex County Garbage Incinerator and cleanup of toxics in Newark. The residents noted they had requested specific information from American Ref-Fuel, Port Authority of New York/New Jersey and Essex County but to no avail.

Council Member Martinez, through the Chair, requested that a verbatim transcript of remarks made by the above speakers be forwarded to American Ref-Fuel, Port Authority of New York/New Jersey, Essex County and Essex County Freeholder Jones for their attention and necessary action.

- 6-HC-h. MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY addressed the Members of the Municipal Council with respect to the National Affordable Housing Act which has a new infusion of federal dollars which will go specifically for housing for the homeless and low income people. He asked that Members of the Municipal Council be aware of all proposals that come before them, have public hearings so the needs of the community are manifested and made known so that development of a real genuine housing project policy can come about.

- 6-HC-i. MR. ANDREW WASHINGTON, 124 HANSBURY AVENUE, NEWARK, NEW JERSEY addressed the Members of the Municipal Council relative to the constant problem of loitering, littering and drug dealing. He noted the deplorable conditions existing on a privately owned lot on the corner of Hansbury Avenue and Parkview Terrace. He cited the problem of graffiti on the Nellie Grier building.

Council Member Tucker indicated that Engineering Director Zach should be contacted to clean up the lot on Hansbury Avenue and Parkview Terrace and that General Services Director Campana should be contacted to remove the graffiti from the Nellie Grier Building.

(For additional information on this matter, see Motions 7-M-bk and 7-M-bl on page 52 in the minutes of this meeting)

- 6-HC-j. MR. WILLIAM AGRAIT, 8 HONISS PLACE, NEWARK, NEW JERSEY.
6-HC-k. MR. JOSEPH SANTIAGO, 82 TIFFANY BOULEVARD, NEWARK, NEW JERSEY.
6-HC-l. MS. DARLENE COCCHIE, 121 TIFFANY BOULEVARD, NEWARK, NEW JERSEY.

The above citizens addressed the Members of the Municipal Council expressing their opposition to amendments to tax abatement application for Tiffany Manor Associates. They indicated this matter required more time to evaluate.

A motion to permit Mr. Lester B. Speiser, Mr. John Hagel and Mr. Martin B. Dasso to be heard under "Hearings of Citizens" was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 6-HC-m. MR. LESTER B. SPEISER, 101 TIFFANY BOULEVARD, NEWARK, NEW JERSEY.
- 6-HC-n. MR. JOHN HAGEL, 163 TIFFANY BOULEVARD, NEWARK, NEW JERSEY.
- 6-HC-o. MR. MARTIN B. DASSA, 31 SOUTH FULLERTON AVENUE, MONTCLAIR, NEW JERSEY.

The above citizens also addressed the Municipal Council requesting the Members of the Municipal Council to consider deferring action on the amendment to the tax abatement resolution for Tiffany Boulevard until further study can be done.

A motion to consider Resolution 7-R-d at this time was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-d. Resolution approving Tax Abatement Application and Financial Agreement for Tiffany Manor Associates, L.P., for conversion of a former factory into 129 unit residential rental complex, 26 units will be affordable to persons earning 50% or less of the area's median income adjusted for family size on 792-820 Highland Avenue, Block 852, Lot 11; granting exemption from taxation for period of not more than 30 years from the completion of the project or the term of the New Jersey Housing and Mortgage Finance Agency Mortgage in compliance with and subject to the provisions of N.J.S.A. 55:14K-1, et seq. and in accordance with the provisions of the financial (tax abatement) agreement. (Formula: 6.28% of annual gross revenues-JUMPP Program) (North Ward)
- (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Carrino, seconded by Council Member Villani and failed of adoption by President Grant by the following votes:

Yes: Council Members Carrino, Martinez, Rice, Villani.

Not Voting: Council Members Bradley, Branch, Harris, Tucker, President Grant.

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Tucker and failed of adoption by the following votes:

Yes: Council Members Harris, Rice, Tucker, President Grant.

Not Voting: Council Members Bradley, Branch, Carrino, Martinez, Villani.

Council Members Bradley and Branch requested their votes be changed from Not Voting to the Affirmative.

At a later time in the meeting during Motions, Council Member Villani requested her vote be changed from Not Voting to the Affirmative.

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, Tucker, Villani, President Grant.

Not Voting: Council Members Carrino, Martinez.

- 6-HC-p. MR. FRANK HUTCHINS, 469 ELIZABETH AVENUE, NEWARK, NEW JERSEY.
- 6-HC-q. MS. KAREN LATEEFAH BASKERVILLE, 717 DR. MARTIN LUTHER KING, JR. BOULEVARD, NEWARK, NEW JERSEY.
- 6-HC-r. MS. YVONNE WALKER, 719 DR. MARTIN LUTHER KING, JR. BOULEVARD, NEWARK, NEW JERSEY.
- 6-HC-s. MS. PHYLLYS SMITH, 717 DR. MARTIN LUTHER KING, JR. BOULEVARD, NEWARK, NEW JERSEY.
- 6-HC-t. MR. RICHARD CAMMARIERI, 85 FOREST HILL PARKWAY, NEWARK, NEW JERSEY.

The above citizens addressed the Members of the Municipal Council with respect to deplorable conditions existing at Spruce Spires Apartments and at Garden Spires Apartments. They asked the Council Members to assist them in obtaining better living conditions.

President Grant stated that it might be necessary in the future to have a summit on housing and directed the City Clerk to forward a verbatim transcript of remarks made by the above citizens to Corporation Counsel Grant, Land Use Control Director McLucas, Inspections & Enforcement/Heating Complaints Manager Monroe, Office of Citizen Services Manager Rice and Mr. Frank Hutchins.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. Resolution authorizing Business Administrator to execute contract with SI3, Inc., 1700 Route 3 West, Clifton, New Jersey 07013, for enhancement of existing storage and retrieval system utilizing remote hand-held terminals for Police and Sanitation Departments, for maximum amount of \$133,125. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(a)(11))
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Rice, Tucker, Villani, President Grant.
Not Voting: Council Members Carrino, Harris, Martinez.
- 7-R-b. Resolution endorsing an amendment to Chapter 207, N.J.S.A. 54:4-3:139, et. seq. which will allow for a twenty-five (25) year extension of tax abatements granted under this act.
(Copy of resolution submitted to each Member of the Council)
- A motion to adopt the resolution was made by Council Member Tucker, seconded by Council Member Rice and failed of adoption by the following votes:
Yes: Council Members Bradley, Branch, Rice, Tucker.
Not Voting: President Grant.
Absent During Roll Call: Council Members Carrino, Harris, Martinez, Villani.
- Council Member Villani requested her vote be recorded in the affirmative.
- A motion to adopt the resolution was made by Council Member Tucker, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Rice, Tucker, Villani.
Not Voting: President Grant.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.
- At a later time in the meeting after Resolution 7-R-c, Council Member Harris requested his voted be recorded as Not Voting.
- A motion to adopt the resolution was made by Council Member Tucker, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Rice, Tucker, Villani.
Not Voting: Council Member Harris, President Grant.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-R-c. Resolution authorizing Mayor and Director of Engineering to execute contract with Aerial Data Reduction Associates, Inc., 9285 Commerce Highway, Pennsauken, New Jersey 08110, for Aerial Data Reduction Photography, for phase 3 of Tax Mapping, (7-R-n, April 4, 1990-Second phase of updating City of Newark's Tax Maps, as mandated by State of New Jersey as part of City wide revaluation), project shall be completed by June 30, 1992, for total sum of \$1,325,000.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project, in net amount not to exceed additional \$9,200. (Contract awarded as an exemption in accordance with N.J.S.A. 40A:11-5(1)(d) of the Local Public Contracts Law because the service will be performed for the furnishing of Tax Maps and bids are not required)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Business Administrator Monteilh and Director of Engineering Zach met with the Council June 18, 1991)
- A motion to defer action on the resolution and refer to the Affirmative Action Committee was made by President Grant, seconded by Council Member Branch.
- Council Member Rice, through the Chair, directed the City Clerk to request Mayor James and Corporation Counsel Grant to establish a special account for prospective change orders in order for there to be some accountability on a change order request prior to its approval.
- (For additional information on this direction, see Motion 7-M-bg on page 27 in the minutes of this meeting)

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The motion was declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.
Not Voting: Council Member Carrino.

7-R-d.

Resolution approving Tax Abatement Application and Financial Agreement for Tiffany Manor Associates, L.P., for conversion of a former factory into 129 unit residential rental complex, 26 units will be affordable to persons earning 50% or less of the area's median income adjusted for family size on 792-820 Highland Avenue, Block 852, Lot 11; granting exemption from taxation for period of not more than 30 years from the completion of the project or the term of the New Jersey Housing and Mortgage Finance Agency Mortgage in compliance with and subject to the provisions of N.J.S.A. 55:14K-1, et seq. and in accordance with the provisions of the financial (tax abatement) agreement. (Formula: 6.28% of annual gross revenues-JUMPP Program) (North Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution see page 19 in the minutes of this meeting)

7-R-e.

Resolution authorizing Mayor to modify Newark's Job Training Plan under Job Training Partnership Act (JTPA) for purpose of increasing the JTPA allocated fund for Teen Progress Project from \$18,000. to \$54,000., for period July 1, 1989 to June 30, 1990. (Resolution 7-R-g, December 20, 1989)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-f.

Resolution authorizing Mayor and Business Administrator to file application for a Community Development Block Grant in amount of \$11,126,000. with United States Department of Housing and Urban Development. (FY 1991 grant entitlement- \$11,026,000.; \$100,000. in FY 1990 national program funds have been reassigned to Newark)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-g.

Resolution ratifying and authorizing Business Administrator to enter into contract with A & A Automotive Maintenance Company, 225 Parkhurst Street, Newark, New Jersey and Commercial Lubricating Service Inc., 33-35 Searing Avenue, East Newark, New Jersey, two lowest responsible bidders, for providing Lubrication, Greasing and Oil Change for Heavy Duty Vehicles, for period May 1, 1991 to April 30, 1992, contract shall not exceed \$150,000., \$500. for each contractor has been encumbered in Department of General Services, Division of Motors 1991 budget, any additional expenditures are contingent upon and subject to appropriation and certification of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-h.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-i. Resolution authorizing Mayor and Director of Engineering to execute Contract 91-02, Resurfacing of Various Streets in City with Granada Construction Corp., 147 Thomas Street, Newark, New Jersey 07114, lowest responsible bid submitted, for total sum of \$472,133.66, project should be completed within 120 days of Notice to Proceed; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in an amount not to exceed an additional \$9,200.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Carrino, Martinez, Tucker, Villani, President Grant.

No: Council Members Bradley, Rice.

Not Voting: Council Member Harris.

- 7-R-j. Resolution authorizing Mayor and Director of Engineering to apply for and accept from Commissioner of Transportation of State of New Jersey, Bureau of Local Aid, State Aid to Municipalities under the New Jersey Transportation Trust Fund Authority Act, sum of \$1,491,000. for resurfacing and reconstruction of Orange Street: (Sec.II), Martin Luther King, Jr. Boulevard-Fifth Street; Norfolk Street: South Orange Avenue-Warren Street; Stockton Street: Wilson Avenue-Delancy Street; Orange Street (Sec.I): Broad Street-Martin Luther King, Jr., Boulevard; Mt. Prospect Avenue: Elwood Avenue-R.R. Track; Bergen Street (Sec. II): Watson Avenue-Hillside City Line; Shaw Avenue: Willoughby Avenue-Irvington City Line; Orange Street: (Sec. III), Fifth Street-East Orange City Line; South Munn Avenue: South Orange Avenue-Irvington City Line; 2nd Avenue East: Broadway-Lake Street; Construction Inspection and Materials.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-k. Resolution authorizing Mayor and Director of Engineering to execute Contract 91-12, Installation of Benches-Douglas Harrison Park with Guardian Fence Company, Inc., 180 Wright Street, Newark, New Jersey 07111, lowest responsible bid submitted, for total sum of \$64,845., said contractor agreed to accept terms of modified contract in amount of \$55,045. which is the amount of funds currently available, project should be completed within 60 days of Notice to Proceed.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-l. Resolution ratifying action taken by Mayor and Director of Engineering to secure services of Moffitt Construction Company, pursuant to N.J.S.A. 40A:11-6; further, authorizing Mayor and Director of Engineering to execute contract with Moffitt Construction Company, 1 Washington Street, Harrison, New Jersey 07029, lowest responsible proposal submitted, for emergency sewer repair on 6th Avenue and Garside Street, for total sum of \$33,024.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-m. Resolution ratifying action taken by Mayor and Director of Engineering to secure services of LaFera Contracting Company, pursuant to N.J.S.A. 40A:11-6; further, authorizing Mayor and Director of Engineering to execute Contract with LaFera Contracting Company, 149-153 Verona Avenue, Newark, New Jersey 07104, lowest responsible proposal submitted, for sewer repairs at intersection of Broad and Market Streets, north-east corner, for total sum of \$34,850.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-n.

Resolution ratifying action taken by Mayor and Director of Engineering to secure services of United Gunit & Construction Co., Inc., pursuant to N.J.S.A. 40A:11-6; further, authorizing Mayor and Director of Engineering to execute contract with United Gunit & Construction Co., Inc., 102 Welland Avenue, Irvington, New Jersey 07111, lowest responsible proposal submitted, for emergency sewer repairs in Waverly Yard on McClellan Street, for total sum of \$38,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-o.

Resolution ratifying action taken by Mayor and Director of Engineering to secure services of Scafar Contracting, Inc., pursuant to N.J.S.A. 40A:11-6; further, authorizing Mayor and Director of Engineering to execute contract with Scafar Contracting, Inc., 225 Pacific Street, Newark, New Jersey 07114, lowest responsible proposal submitted, for emergency repairs to Newark's 48-inch Elizabethtown connection pipeline, for sum not to exceed \$14,728. (Damage caused by Wade Contractors, Inc., utility contractors, while performing a test pit operation at Union Street, Elizabeth, New Jersey; said contractor declined to repair said pipeline or to pay the cost of the repair; City will institute necessary litigation to recover the cost)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-p.

Resolution ratifying action taken by Mayor and Director of Engineering to secure services of National Water Main Cleaning Company, pursuant to N.J.S.A. 40A:11-6; further, authorizing Mayor and Director of Engineering to execute contract with National Water Main Cleaning Co., 875 Summer Avenue, Newark, New Jersey 07104, lowest responsible proposal, for emergency sewer repair/cleaning at Ferry Street & McWhorter Street-\$4,892.72, South 14th Street-\$2,340., South 16th Street & South Orange Avenue-\$2,340., McClellan Street-\$2,641., Frelinghuysen Avenue & East Peddie Street-\$1,308., for total sum of \$13,521.72.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-q.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with American Rescue Workers, Inc., 89 Magazine Street, Newark, New Jersey, for operation and rehabilitation of building used as an emergency shelter, for sum not to exceed \$45,000. of which \$9,000. will be provided by the Contractor as an in-kind match, for period May 1, 1991 to April 1, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-r. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds from State Department of Health, Communicable Disease Field Program, in amount of \$157,783., for period April 1, 1991 to March 31, 1992, for continuation of the Sexually Transmitted Disease (STD) Prevention/Training (P/T) Center which provides didactic and clinical training in the diagnosis and management of STD's to health care professional in the Northeastern U.S. (Two positions in STD Clinic; Clinic Manager and Principal Medical Technologist both of whom serve as preceptors for clinical training and lecturers; secretarial support is funded as well as teaching and office supplies); no expenditure of municipal funds required)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-s. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to apply and accept grant from County of Essex, Division of Community Health Services, Alcoholism/Drug Abuse Unit in amount of \$150,000. for provision of Alcohol & Substance Abuse Prevention Activities to residents of City, for period May 15, 1991 to May 14, 1992; does not require expenditure of any public funds by City.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-t. Resolution ratifying and authorizing Mayor and Acting Police Director to apply and execute application for a Multi-Jurisdictional Narcotics Task Force Sub-Grant, in amount of \$140,000. to New Jersey Department of Law and Public Safety for FY 1991, City of Newark to provide 25% match in amount of \$46,666., totalling \$186,666. for period June 1, 1991 to June 30, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

No: Council Member Bradley.

- 7-R-u. Resolution authorizing Director of Finance to issue check in amount of \$17,500. payable to Altagracia Ramirez and his attorney Federico Velez, 166 Bloomfield Avenue, P.O. Box 9068, Bloomfield, New Jersey 07003, for personal injuries sustained when Mr. Ramirez was a driver involved in an accident with City-owned vehicle; instituted suit in Superior Court, Law Division.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-v. Resolution authorizing Director of Finance to issue check in amount of \$12,500. payable to Rosa Martins and her attorney Joseph A. Ginarte, 744 Broad Street, Newark, New Jersey 07102, for personal injuries sustained when Ms. Martins was a driver of a car involved in an accident with City-owned vehicle; instituted suit in Superior Court, Law Division.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-w. Resolution authorizing Director of Finance to issue check in amount of \$20,000. payable to Torrione Liquors Corp., c/o Cosimo Mario Lepore, 909 Alps Road, Wayne, New Jersey 07470, for retirement of Plenary Retail Consumption License No. 0714-33-534-005. (Said license is hereby retired and shall not be reissued to any person or corporation in accordance with N.J.S.A. 40:48-2.40)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-x. Resolution authorizing Director of Finance to issue check in amount of \$10,000. payable to Gab Bar, Inc., c/o Iluminado Negron, 488 Summer Avenue, Newark, New Jersey 07104, for retirement of Plenary Retail Consumption License No. 0714-33-479-002. (Said license is hereby retired and shall not be reissued to any person or corporation in accordance with N.J.S.A. 40:48-2.40.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-y. Resolution authorizing Director of Finance to issue check in amount of \$20,000. payable to William Yelverton, 180-182 Springfield Avenue, Newark, New Jersey 07103, for retirement of Plenary Retail Consumption License No. 0714-33-228-004. (Said license is hereby retired and shall not be reissued to any person or corporation in accordance with N.J.S.A. 40:48-2.40)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-z. Resolution authorizing Director of Finance to issue check in amount of \$10,000. payable to Robert Bench, 14 Nassau Street, Somerville, New Jersey 08876, for retirement of Plenary Retail Consumption License No. 0714-33-534-005. (Said license is hereby retired and shall not be reissued to any person or corporation in accordance with N.J.S.A. 40:48-2.40)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ba. Resolution authorizing City Treasurer to issue refund check in amount of \$2,346.16 to Penn Savings and Loan, 622 Eagle Rock Avenue, West Orange, New Jersey 07052, as result of an overpayment made due to high estimated bills in 1990 on water/sewer, Account No. 09-467-0400-00, on property known as 32 Ferry Street, Block 0178, Lot 033.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

1447
June 19, 1991

- 7-R-bb.** Resolution authorizing City Treasurer to issue refund check in amount of \$431.31 of Schlumberger Industries, Inc., 180 Technology Parkway, Norcross, Georgia 30092, as result of an overpayment made due to high estimated bills in 1990 and 1991 on water/sewer, Account No. 04-733-5500-00, on property known as 628 Frelinghuysen Avenue, Block 3791, Lot 030.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bc.** Resolution authorizing Director of Finance to issue check in amount of \$3,800. to Wilbert C. Ferrell, Jr., refund of deposit paid at time of auction for purchase of City-owned property known as 137-139 Schuyler Avenue, Block 3624, Lot 14. (City unable to convey marketable title)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bd.** Resolution authorizing City Treasurer to issue refund check in amount of \$2,133.76 to Daidone Electric Inc., 200 Raymond Boulevard, Newark, New Jersey 07105, for overpayment of water/sewer charges on Account No. 06-757-7940-00, on property known as 223 Raymond Boulevard, Block 2341, Lot 001; further, rescinding Resolution 7-R-cc(A.S.), June 5, 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-be.** Resolution authorizing Director of Finance to cancel outstanding water/sewer charges, liens, interest and penalties in amount of \$436.13 on property known as 20½ Willoughby Street, Block 3048, Lot 032, Account No. 05-243-2000-00, which City has foreclosed and subsequently transferred to Jeannette Bethea.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bf.** Resolution authorizing Director of Finance to cancel outstanding water/sewer charges, liens, interest and penalties in amount of \$1,401.65 on property known as 425 South 17th Street, Block 0321, Lot 069, Account No. 03-109-0450-00, which City has foreclosed and subsequently transferred to Urban Studies.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

June 19, 1991

1450

- 7-R-bg. Resolution authorizing Director of Finance to cancel outstanding water/sewer charges, liens, interest and penalties in amount of \$2,872.88 on property known as 256 South 7th Street, Block 1779, Lot 047, Account No. 04-171-0350-00, which City has foreclosed and subsequently transferred to Mohammad Yousaf Ali.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bh. Resolution authorizing Tax Collector to cancel taxes on Block 2068, Lots 10, 14, and 33, in amount of \$3,412.40 and Block 2083, Lot 19, in amount of \$2,203.40, totalling \$5,615.80, for year 1987, owned by Crompton and Knowles Corporation, by reason of County Board Judgements. (Various addresses on Amsterdam Street)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bi. Resolution authorizing the Newark Watershed Conservation and Development Corporation to advertise for lease of .86 acres known as Block 41, Lots 7 and 18A in Hardyston Township, for a term of two (2) years at a minimum amount of \$4,692.60 per year plus responsibility for property taxes and setting a date for return of bids as June 21, 1991; pursuant to N.J.S.A. 40A:12-14(a)
(Current lease - Jorgensen's Restaurant - to be used solely for parking)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bj. Resolution designating official mailing address for property known as 975-997 Raymond Boulevard and 53 Commercial Street, Block 169, Lots 39, 47, 50 and 52 "One Penn Plaza East".
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bk. Resolution designating official mailing address for property known as 943-973 Raymond Boulevard, Block 170, Lot 13 and Block 169, Lot 36, "Two Penn Plaza East".
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bl. Resolution designating stop intersection on Nesbitt Street and 8th Avenue and installing stop signs on 8th Avenue; pursuant to N.J.S.A. 39:4-140.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bm.** Resolution designating reserved parking area for handicapped motorists on North 13th Street, east side, beginning 132 feet north of the northerly curblineline of 1st Avenue and extending 22 feet northerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-bn.** Resolution designating reserved parking area for handicapped motorists on Bank Street, northside, beginning 30 feet east of the easterly curblineline of Washington Street and extending 66 feet easterly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-bo.** Resolution designating reserved parking area for handicapped motorists on Halsey Street, west side, beginning 84 feet north of the northerly curblineline of Bank Street and extending 66 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-bp.** Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$157,783., Sexually Transmitted Disease Prevention Training Center.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-bq.** Temporary emergency resolution appropriating \$157,783., Sexually Transmitted Disease Prevention Training Center; said funds shall be provided in 1991 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-R-br.** Temporary emergency resolution appropriating \$1,108,334., Unclassified Purposes, Other Expenses, Hospital/Medical Surgical Insurance; said funds shall be provided in 1991 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bs. Resolution amending Resolution 7-R-ch (A.S.), February 20, agreement with Metropolitan Life Insurance Company, New York, New York, to permit said company to solicit employees to purchase voluntary life insurance planby changing definition of eligible employee (page one, paragraph one) to read "an eligible employee is one who has completed twelve months of continuous employment with City of Newark."
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bt. Resolution amending Resolution 7-R-bt(A.S.), October 17, 1990, Contract 90-02, with HTM Associates, 1717 "F" Street, Belmar, New Jersey, lowest responsible bid, for base Bid #2 of Contract 90-02, Renovations to 31 Green Street, Police and Courts Complex, for total amount of \$202,000., by submitting a new certification of funds in amount of \$211,200., which is the total bid amount plus the allowable \$9,200. for a Change Order.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bu. Resolution amending Resolution 7-R-ba, November 17, 1975, designating "Through Streets" in City of Newark and Marking as provided in Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey, by deleting Chestnut Street: between Broad Street and Mulberry Street; between McCarter Highway and Denbigh Street; Jefferson Street: between Lafayette Street and East Kinney Street; between East Kinney Street and Chestnut Street; between Chestnut Street and South Street.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bv. Resolution supporting the "Combined Sewer Overflow (CS) Control Act" proposed by the CSO Partnership for inclusion in the reauthorization of the Clean Water Act.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bw. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$16,799. for 9 months of 1988, and assessment on building of \$22,400, for full years of 1989 and 1990 on property located at 55 Boston Street, Block 226, Lot 97; further authorizing Tax Collector to cancel taxes in amount of \$2,429.13 for 9 months of 1988, \$3,442.88 for 1989 and \$3,805.76 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

1453
June 19, 1991

- 7-R-bx. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$16,799. for 9 months of 1988, and assessment on building of \$22,400, for full years of 1989 and 1990 on property located at 57 Boston Street, Block 226, Lot 96; further authorizing Tax Collector to cancel taxes in amount of \$2,429.13 for 9 months of 1988, \$3,442.88 for 1989 and \$3,805.76 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-by. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,583. for 2 months of 1987, and assessment on building of \$21,500, for full years of 1988, 1989 and 1990 on property located at 59 Boston Street, Block 226, Lot 95; further authorizing Tax Collector to cancel taxes in amount of \$475.10 for 2 months of 1987, \$3,108.90 for 1988, \$3,304.55 for 1989 and \$3,652.85 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-bz. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,583. for 2 months of 1987, and assessment on building of \$21,500, for full years of 1988, 1989 and 1990 on property located at 61 Boston Street, Block 226, Lot 94; further authorizing Tax Collector to cancel taxes in amount of \$475.10 for 2 months of 1987, \$3,108.90 for 1988, \$3,304.55 for 1989 and \$3,652.85 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ca. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,683. for 2 months of 1987, and assessment on building of \$22,100. for full years of 1988, 1989 and 1990 on property located at 63 Boston Street, Block 226, Lot 93; further authorizing Tax Collector to cancel taxes in amount of \$488.36 for 2 months of 1987, \$3,195.66 for 1988, \$3,396.77 for 1989 and \$3,754.79 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

1454

- 7-R-cb. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,733. for 2 months of 1987, and assessment on building of \$22,400. for full years of 1988, 1989 and 1990 on property located at 65 Boston Street, Block 226, Lot 92; further authorizing Tax Collector to cancel taxes in amount of \$495. for 2 months of 1987, \$3,239.04 for 1988, \$3,442.88 for 1989 and \$3,805.76 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cc. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,583. for 2 months of 1987, and assessment on building of \$21,500, for full years of 1988, 1989 and 1990 on property located at 67 Boston Street, Block 226, Lot 90; further authorizing Tax Collector to cancel taxes in amount of \$475.10 for 2 months of 1987, \$3,108.90 for 1988, \$3,304.55 for 1989 and \$3,652.85 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cd. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,733. for 2 months of 1987, and assessment on building of \$22,400. for full years of 1988, 1989 and 1990 on property located at 62½ Boston Street, Block 226, Lot 91; further authorizing Tax Collector to cancel taxes in amount of \$495. for 2 months of 1987, \$3,239.04 for 1988, \$3,442.88 for 1989 and \$3,805.76 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ce. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,733. for 2 months of 1987, and assessment on building of \$22,400. for full years of 1988, 1989 and 1990 on property located at 71 Boston Street, Block 226, Lot 88; further authorizing Tax Collector to cancel taxes in amount of \$495. for 2 months of 1987, \$3,239.04 for 1988, \$3,442.88 for 1989 and \$3,805.76 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cf. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$14,333. for 8 months of 1988, and assessment on building of \$21,500. for full years of 1989 and 1990 on property located at 69 Boston Street, Block 226, Lot 89; further authorizing Tax Collector to cancel taxes in amount of \$2,072.55 for 8 months of 1988, \$3,304.55 for 1989 and \$3,652.85 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cg. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,683. for 2 months of 1987, and assessment on building of \$22,100. for full years of 1988, 1989 and 1990 on property located at 73 Boston Street, Block 226, Lot 86; further authorizing Tax Collector to cancel taxes in amount of \$488.36 for 2 months of 1987, \$3,195.66 for 1988, \$3,396.77 for 1989 and \$3,754.79 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ch. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,733. for 2 months of 1987, and assessment on building of \$22,400. for full years of 1988, 1989 and 1990 on property located at 71½ Boston Street, Block 226, Lot 87; further authorizing Tax Collector to cancel taxes in amount of \$495. for 2 months of 1987, \$3,239.04 for 1988, \$3,442.88 for 1989 and \$3,805.76 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ci. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,733. for 2 months of 1987, and assessment on building of \$22,400. for full years of 1988, 1989 and 1990 on property located at 79 Boston Street, Block 226, Lot 83; further authorizing Tax Collector to cancel taxes in amount of \$495. for 2 months of 1987, \$3,239.04 for 1988, \$3,442.88 for 1989 and \$3,805.76 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cj. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,633. for 2 months of 1987, and assessment on building of \$21,800. for full years of 1988, 1989 and 1990 on property located at 77 Boston Street, Block 226, Lot 84; further authorizing Tax Collector to cancel taxes in amount of \$481.73 for 2 months of 1987, \$3,152.28 for 1988, \$3,350.66 for 1989 and \$3,703.82 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ck. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,583. for 2 months of 1987, and assessment on building of \$21,500, for full years of 1988, 1989 and 1990 on property located at 75 Boston Street, Block 226, Lot 85; further authorizing Tax Collector to cancel taxes in amount of \$475.10 for 2 months of 1987, \$3,108.90 for 1988, \$3,304.55 for 1989 and \$3,652.85 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cl. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,733. for 2 months of 1987, and assessment on building of \$22,400. for full years of 1988, 1989 and 1990 on property located at 83 Boston Street, Block 226, Lot 81; further authorizing Tax Collector to cancel taxes in amount of \$495. for 2 months of 1987, \$3,239.04 for 1988, \$3,442.88 for 1989 and \$3,805.76 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cm. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,733. for 2 months of 1987, and assessment on building of \$22,400. for full years of 1988, 1989 and 1990 on property located at 81 Boston Street, Block 226, Lot 82; further authorizing Tax Collector to cancel taxes in amount of \$495. for 2 months of 1987, \$3,239.04 for 1988, \$3,442.88 for 1989 and \$3,805.76 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

1457
June 1, 1991

7-R-cn. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,733. for 2 months of 1987, and assessment on building of \$22,400. for full years of 1988, 1989 and 1990 on property located at 54 Richmond Street, Block 226, Lot 77; further authorizing Tax Collector to cancel taxes in amount of \$495. for 2 months of 1987, \$3,239.04 for 1988, \$3,442.88 for 1989 and \$3,805.76 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-co. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,683. for 2 months of 1987, and assessment on building of \$22,100. for full years of 1988, 1989 and 1990 on property located at 52 Richmond Street, Block 226, Lot 78; further authorizing Tax Collector to cancel taxes in amount of \$488.36 for 2 months of 1987, \$3,195.66 for 1988, \$3,396.77 for 1989 and \$3,754.79 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cp. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,300. for 2 months of 1987, and assessment on building of \$19,800. for full years of 1988, 1989 and 1990 on property located at 48-50 Richmond Street, Block 226, Lot 79; further authorizing Tax Collector to cancel taxes in amount of \$437.58 for 2 months of 1987, \$2,863.08 for 1988, \$3,043.26 for 1989 and \$3,364.02 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cq. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$2,833. for 2 months of 1987, and assessment on building of \$17,000. for full years of 1988, 1989 and 1990 on property located at 91-97 So. Orange Avenue, Block 226, Lot 80; further authorizing Tax Collector to cancel taxes in amount of \$375.65 for 2 months of 1987, \$2,458.20 for 1988, \$2,612.90 for 1989 and \$2,888.30 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cr. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,617. for 2 months of 1987, and assessment on building of \$21,700. for full years of 1988, 1989 and 1990 on property located at 82-84 Richmond Street, Block 226, Lot 64; further authorizing Tax Collector to cancel taxes in amount of \$479.61, for 2 months of 1987, \$3,137.82 for 1988, \$3,335.29 for 1989 and \$3,686.89 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cs. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,567. for 2 months of 1987, and assessment on building of \$21,400. for full years of 1988, 1989 and 1990 on property located at 80 Richmond Street, Block 226, Lot 65; further authorizing Tax Collector to cancel taxes in amount of \$472.98 for 2 months of 1987, \$3,094.44 for 1988, \$3,289.18 for 1989 and \$3,635.86 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ct. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,683. for 2 months of 1987, and assessment on building of \$22,100. for full years of 1988, 1989 and 1990 on property located at 78 Richmond Street, Block 226, Lot 66; further authorizing Tax Collector to cancel taxes in amount of \$488.36 for 2 months of 1987, \$3,195.66 for 1988, \$3,396.77 for 1989 and \$3,754.79 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-cu. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,733. for 2 months of 1987, and assessment on building of \$22,400. for full years of 1988, 1989 and 1990 on property located at 76 Richmond Street, Block 226, Lot 67; further authorizing Tax Collector to cancel taxes in amount of \$495. for 2 months of 1987, \$3,239.04 for 1988, \$3,442.88 for 1989 and \$3,805.76 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

1559
June 19, 1991

7-R-cv. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,366. for 2 months of 1989, and assessment on building of \$20,200. for full year 1990 on property located at 51 Boston Street, Block 226, Lot 1; further authorizing Tax Collector to cancel taxes in amount of \$517.35 for 2 months of 1989, \$3,431.98 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cw. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$2,867. for 2 months of 1987, and assessment on building of \$17,200. for full years of 1988, 1989 and 1990 on property located at 99-103 So. Orange Avenue, Block 226, Lot 60; further authorizing Tax Collector to cancel taxes in amount of \$380.16 for 2 months of 1987, \$2,487.12 for 1988, \$2,643.64 for 1989 and \$2,922.28 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cx. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,733. for 2 months of 1987, and assessment on building of \$22,400. for full years of 1988, 1989 and 1990 on property located at 64 Richmond Street, Block 226, Lot 73; further authorizing Tax Collector to cancel taxes in amount of \$495. for 2 months of 1987, \$3,239.04 for 1988, \$3,442.88 for 1989 and \$3,805.76 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cy. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,633. for 2 months of 1987, and assessment on building of \$21,800. for full years of 1988, 1989 and 1990 on property located at 62 Richmond Street, Block 226, Lot 74; further authorizing Tax Collector to cancel taxes in amount of \$481.73 for 2 months of 1987, \$3,152.28 for 1988, \$3,350.66 for 1989 and \$3,703.82 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

1460
June 19, 1991

- 7-R-cz.** Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,633. for 2 months of 1987, and assessment on building of \$21,800. for full years of 1988, 1989 and 1990 on property located at 58-60 Richmond Street, Block 226, Lot 75; further authorizing Tax Collector to cancel taxes in amount of \$481.73 for 2 months of 1987, \$3,152.28 for 1988, \$3,350.66 for 1989 and \$3,703.82 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-da.** Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,650. for 2 months of 1987, and assessment on building of \$21,900. for full years of 1988, 1989 and 1990 on property located at 56 Richmond Street, Block 226, Lot 76; further authorizing Tax Collector to cancel taxes in amount of \$483.99 for 2 months of 1987, \$3,166.74 for 1988, \$3,366.03 for 1989 and \$3,720.81 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-db.** Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$1,867. for 1 month of 1987, and assessment on building of \$22,400. for full years of 1988, 1989 and 1990 on property located at 74 Richmond Street, Block 226, Lot 68; further authorizing Tax Collector to cancel taxes in amount of \$495. for 1 month of 1987, \$3,239.04 for 1988, \$3,442.88 for 1989 and \$3,805.76 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dc.** Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,550. for 2 months of 1987, and assessment on building of \$21,300. for full years of 1988, 1989 and 1990 on property located at 72 Richmond Street, Block 226, Lot 69; further authorizing Tax Collector to cancel taxes in amount of \$470.73 for 2 months of 1987, \$3,079.98 for 1988, \$3,273.81 for 1989 and \$3,618.87 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dd. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,583. for 2 months of 1987, and assessment on building of \$21,500. for full years of 1988, 1989 and 1990 on property located at 70 Richmond Street, Block 226, Lot 70; further authorizing Tax Collector to cancel taxes in amount of \$475.10 for 2 months of 1987, \$3,108.90 for 1988, \$3,304.55 for 1989 and \$3,652.85 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-de. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,683. for 2 months of 1987, and assessment on building of \$22,100. for full years of 1988, 1989 and 1990 on property located at 68 Richmond Street, Block 226, Lot 71; further authorizing Tax Collector to cancel taxes in amount of \$488.36 for 2 months of 1987, \$3,195.66 for 1988, \$3,396.77 for 1989 and \$3,754.79 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-df. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,733. for 2 months of 1987, and assessment on building of \$22,400. for full years of 1988, 1989 and 1990 on property located at 66 Richmond Street, Block 226, Lot 72; further authorizing Tax Collector to cancel taxes in amount of \$495. for 2 months of 1987, \$3,239.04 for 1988, \$3,442.88 for 1989 and \$3,805.76 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dg. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,733. for 2 months of 1987, and assessment on building of \$22,400. for full years of 1988, 1989 and 1990 on property located at 90 Richmond Street, Block 226, Lot 61; further authorizing Tax Collector to cancel taxes in amount of \$495. for 2 months of 1987, \$3,239.04 for 1988, \$3,442.88 for 1989 and \$3,805.76 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dh. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,733. for 2 months of 1987, and assessment on building of \$22,400. for full years of 1988, 1989 and 1990 on property located at 88 Richmond Street, Block 226, Lot 62; further authorizing Tax Collector to cancel taxes in amount of \$495. for 2 months of 1987, \$3,239.04 for 1988, \$3,442.88 for 1989 and \$3,805.76 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-di. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$3,733. for 2 months of 1987, and assessment on building of \$22,400. for full years of 1988, 1989 and 1990 on property located at 86 Richmond Street, Block 226, Lot 63; further authorizing Tax Collector to cancel taxes in amount of \$495. for 2 months of 1987, \$3,239.04 for 1988, \$3,442.88 for 1989 and \$3,805.76 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dj. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$16,574. for 9 months of 1988, and assessment on building of \$22,100, for full years of 1989 and 1990 on property located at 53 Boston Street, Block 226, Lot 98; further authorizing Tax Collector to cancel taxes in amount of \$2,396.60 for 9 months of 1988, \$3,396.77 for 1989 and \$3,754.79 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dk-1. Resolution recognizing and commending Alfonzo Barnes, Joseph Smith, Russell Jefferson, Manuel Toledo, Thomas Holt Thornton and Howard Shayer as United Community Corporation's "Father of the Year" for 1991.

A motion to adopt the resolution was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dk-2. Resolution recognizing and commending Newark Patrolman Gregory Millstein for his heroic deeds.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dk-3. Resolution recognizing and commending Glenn Wilson, advisor to the Martin Luther King, Jr. Elementary School debate team and Betty Bland and Katrine Bryant, advisors to the 13th Avenue Street School debate team, for their role in guiding the 1991 City-wide Elementary School Debating Team Championship.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dk-4. Resolution recognizing and commending Kejoi Butler, Deva New Man and Shawna Pointer, members of the 13th Avenue School debating team, for capturing second place honors during the 1991 City-wide Elementary School debating Championship.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dk-5. Resolution recognizing and commending Unica Bailey, Kimberly Harris and Keisha Smalley, members of the Martin Luther King, Jr. Elementary School debating team, for capturing first place honors during the 1991 City-wide Elementary School Debating Championship.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dk-6. Resolution recognizing and commending Dr. Willie C. Tolbert, Chairman of the Deacon's Board at Christ Temple O.F.W. Baptist Church, for his many years of meritorious service to the Church as well as his active service in the Newark community.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dk-7. Resolution recognizing and commending Advisors and participants representing Martin Luther King, Jr. and 13th Avenue Elementary School debating teams for successfully competing in the 1991 City-wide elementary debating championship.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dk-8. Resolution recognizing and commending Carol Polakowski, Math Teacher at East Side High School, on the distinguished occasion of being selected as one of the best educators in the State of New Jersey by the Star-Ledger.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dk-9. Resolution recognizing and commending Ana Abrantes, senior at East Side High School, on the distinguished occasion of being selected as one of the twelve brightest high school seniors in the State of New Jersey by the Star-Ledger.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

1464
June 19, 1991

- 7-R-dk-10. Resolution recognizing and commending Regina Trotter, member of Weequahic High School Girls' Track team, for successfully capturing the 400, 100 and 200 meter races during Group 3 Competition held at Frank Jost Field in South Plainfield.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dk-11. Resolution recognizing and commending members of Puerto Rican Police Department on their illustrious visit to the City of Newark.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dk-12. Resolution recognizing and commending Mother Nannie Slanten Armstrong, long-time resident of the City of Newark, on the distinguished occasion of her 105th Birthday celebration held on June 10, 1991.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dk-13. Resolution recognizing and commending Deputy Chief Charles Cefalu, Lieutenant John La Vook, Patrolman Matthew Nigro, Patrolman Manuel Carrilo and Patrolman Anthony Masino of the Newark Police Department for the apprehension and arrest of seven alleged drug dealers.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dk-14. Resolution recognizing and commending Newark Auxiliary Police member Ralph Palazzi for outstanding valor.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dk-15. Resolution recognizing and commending Dr. Jason Carl Guice, former Pastor at Mount Zion Baptist Church in Green Haven, New York, on the distinguished occasion of being installed as Pastor of Hopewell Baptist Church on Sunday, June 16, 1991.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-d1. Resolution approving payment plan in amount of \$91,610.15 to satisfy outstanding annual service charge arrears of Chocolate Factory Urban Renewal Co., 54-60 McWhorter Street, Block 193.01, Lot 1.01, 1.02, 1.03, 1.04, 1.05, 1.06, 1.07, 1.10, 2.01, 2.02, 2.03, 2.04, 2.05, 2.06, 2.07, 2.09, 3.05, 3.06, 3.07, 3.08, 3.09, pursuant to Resolution 7-R-ce, October 7, 1987. (East Ward)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

1265
June 19, 1991

- 7-R-dm-1. Resolution recognizing and commending Deputy Chief George P. Hemmer on his retirement with the Newark Police Department.**
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dm-2. Resolution recognizing and commending Vickie A. Donaldson, Attorney.**
(A.S.)

A motion to adopt the resolution was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dm-3. Resolution recognizing and commending St. James A.M.E. Church on its Ministries By Men Program held June 16, 1991.**
(A.S.)

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dm-4. Resolution recognizing and commending Reverend Charles Banks, Pastor of the Greater Harvest Baptist Church, on the esteemed occasion of having South 13th Street and 15th Avenue renamed in his honor for ceremonial purposes.**
(A.S.)

A motion to adopt the resolution was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dm-5. Resolution recognizing and commending 1990-1991 Shabazz High School Girls' Basketball Team.**
(A.S.)

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dm-6. Resolution recognizing and commending Corporal Timothy Horton, U.S.M.C.**
(A.S.)

A motion to adopt the resolution was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dm-7. Resolution recognizing and commending Ms. Lenier Henry, Valedictorian, Class of 1991, Chancellor Avenue Elementary School.**
(A.S.)

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-dm-8. Resolution recognizing and commending Owsley Sweeney, head coach of the Meequahic High School Boy's Track Team, on the distinguished occasion of being selected "Coach of the Year" by the Star-Ledger.**
(A.S.)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dm-9. Resolution recognizing and commending Ms. Connie Woodruff, Barry Carter and (A.S.) Steve Walker for "outstanding journalism".

A motion to adopt the resolution was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dm-10. Resolution recognizing and commending Jane Pocknett and Geraldine Buchanan, (A.S.) coordinators of the Unit 1 Elementary School Debating Program, for their extraordinary contributions to the Newark Board of Education as well as the student debate team members representing Unit 1 schools.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dn. Resolution amending Resolution 7-R-cf (A.S.), adopted May 15, 1991, "Resolution (A.S.) ratifying and authorizing Mayor and Acting Director of Health and Human Services to execute contract with Korn Dru Academic-Sports Camp, Ltd., 16 Mychview Drive, Westfield, New Jersey 07090, for purposes of developing Drum & Bugle Corps, to assist and train talented young musicians and expanding opportunities for minority youths for period May 1, 1991 through December 31, 1991; maximum amount not to exceed \$100,000.", by making certain contract revisions. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(a)(i))

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Harris.

7-R-do. Resolution authorizing Director of Engineering to execute contract with Ebasco (A.S.) Services, Inc., 160 Chubb Avenue, Lyndhurst, New Jersey 07071, for Professional Services for resident engineering services and supervision of construction for Rehabilitation of the Clinton Reservoir Dam and appurtenances, for fee not to exceed \$131,000.; funds provided by Ordinance 6-S & F-o, October 16, 1985, Project No. 0385., this phase to be completed in March, 1992. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Harris.

7-R-dp. Resolution ratifying and authorizing contract with The Travelers Companies, (A.S.) for provision of open-panel dental services to employees, eligible retirees and to qualified dependents, for period June 1, 1991 and terminating May 31, 1992, at an established monthly premium. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(m))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Harris.

7-R-dq.
(A.S.)

Resolution ratifying and authorizing Business Administrator to enter into contract with Group Dental Health Administrators, Inc., for provision of 50/50 plan coverage through closed-panel dental services, in coordination with dual-choice dental program to employees and their qualified dependents, for period not to exceed 3 years, commencing March 1, 1991, at a monthly premium of \$12.50 per employee for term of contract; cost for 8 remaining months in 1991 shall not exceed \$13,500. in accordance with contractual specifications and documents for 134 employees currently enjoying said benefits; contract contingent on appropriation of budget funds during subsequent years. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(m))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Harris.

7-R-dr.
(A.S.)

Resolution ratifying and authorizing Business Administrator to enter into contract with Group Dental Health Administrators, Inc., for provision of 80/20 dental plan coverage through closed-panel services on a pre-paid basis for city employees and eligible retirees and to their qualified dependents, for period not to exceed 3 years, commencing August 1, 1990, at a monthly premium of \$26.43 per employee/retiree for first year of contract, increasing to \$27.75 on August 1, 1991, for remaining 2 years of contract period.; cost for 8 remaining months in 1991 shall not exceed \$265,000. in accordance with contractual specifications and documents for 1,210 employees/retirees currently enjoying said benefits; contract contingent on appropriation of budget funds during subsequent years. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(m))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Harris.

7-R-ds.
(A.S.)

Resolution authorizing Director of Finance to issue check in amount of \$106,517.71 to Englehard Industries; payment on interest on tax appeals; proceeds to be taken from Municipal Budget Mandatory Items-Municipal Account Code No. 011-210-2101-9537,

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Harris.

7-R-dt.
(A.S.)

Resolution authorizing advertising and sale of 11 North 7th Street, Block 1852, Lot 4, not needed for governmental purposes, through a lottery drawing pursuant to N.J.S.A. 40A:12-37, for the Urban Homestead Program, on July 15, 1991, in the Division of Property Management, 32 Green Street, Newark, New Jersey. (Minimum purchase price-\$500.; maximum purchase price-\$5,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-du.
(A.S.)

Temporary emergency resolution appropriating \$355,000., Water Utility, Water Supply, Services by Contract or Agreement; said funds shall be provided in 1991 budget. (Needed for extended operation of Pequannock Water Treatment Facilities)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dv.
(A.S.)

Resolution amending Resolution 7-R-x, January 9, 1991, agreement with Hazen & Sawyer Clinton Bogert Associates, 270 Sylvan Avenue, Englewood Cliffs, New Jersey 07632, for professional services for start-up, operation and maintenance of Pequannock Water Treatment Facilities, for additional two months at sum of \$140,000. (7-R-r, July 11, 1990, \$420,000. and insurance coverage policy payment not to exceed \$75,000.).....for additional four months, for sum of \$280,000. and insurance coverage policy payment not to exceed \$75,000. amended contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite Business Administrator Monteilh, Engineering Director Zach and representatives from Hazen-Sawyer-Clinton Bogert Associates to meet with the Municipal Council at its June 25, 1991 Special Conference was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dw.
(A.S.)

Resolution authorizing Director of Health and Human Services to award \$1,000. to Newark citizen of record who provided information and testimony that led to arrest and conviction of an illegal dumper on City-owned property; pursuant to R.O. 13A:6-6; funds being paid from Department of Health and Human Services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dx.
(A.S.)

Resolution authorizing Mayor and Budget Director to file request with New Jersey Urban Enterprise Zone Authority for funds in amount of \$1,590,220. (for 28 police officers), City match-\$405,524. (for six police officers), totalling \$1,995,744. for continuation of police services in Urban Enterprise Zone.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dy.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue", sum of \$8,035,184., Jobs Training Partnership Act.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dz.
(A.S.)

Temporary emergency resolution appropriating \$8,035,184., Jobs Training Partnership Act; said funds shall be provided in 1991 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-R-ea.
(A.S.) Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Careerworks, Inc., for Building Maintenance Training Program, Number PY 90-42-01, for period February 25, 1991 to June 30, 1991, total amount of contract shall not exceed \$135,700. for 59 participants during one cycle of twelve weeks; source of funds New Jersey Department of Labor, Employment and Training Administration Title 11A Youth and 11A Adults. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-6)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-eb.
(A.S.) Resolution amending Resolution 7-R-cd (A.S.), February 6, 1991, Memorandum of Understanding with Kemsco Development Company, Inc., Redeveloper, 139 Harper Street, Newark, New Jersey, to undertake the redevelopment of twenty-seven City-owned vacant lots known as Block 1921, Lots 33, 37 and 39, Block 1922, Lots 12, 13, 49, 50 and 51 and Block 1923, Lots 26, 27, 28, 30, 32 and 34, by including Block 1924, Lots 31, 30, 29 and 68, Block 1922, Lot 45 and Block 1916, Lot 38.
(Various properties on North 12th Street, North 13th Street and 7th Avenue; 194 units of low-rent, townhouse and public housing in North and West Wards)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ec.
(A.S.) Resolution authorizing Director of Finance to refund interest and cost to outside buyers who participated in prior tax sales; pursuant to N.J.S.A. 54:5 et seq., in total amount of \$10,191.39, per attached Exhibit.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 7-R-ed.
(A.S.) Resolution authorizing transfer of funds from Housing and Community Development Act - Sixteenth Year Funds, (HCDA XVI), from Housing Assistance, Salaries and Wages, Other Expenses, Public Facilities and Improvements, Chad School, Other Expenses, Administration, Development-Director's Office, Other Expenses, Planning Project, Salaries and Wages, Other Expenses to Public Services, Grace West Manor, Other Expenses, Newark Community School of the Arts, Other Expenses, Chad School, Other Expenses, Payment of Non-Federal Share, Boylan Street Pool Rehabilitation, Other Expenses; pursuant to Ordinance 6-S & F-d, April 16, 1980. (To establish three (3) new activities: Grace West Manor-\$55,000., Newark Community School of the Arts-\$100,000., Boylan Street Pool Rehabilitation-\$107,143. and Chad School funds are being reprogrammed to subsidize the tuition costs instead of physical rehabilitation in amount of \$35,000.))
(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see pages 1 and 2 in the minutes of this meeting)

- 7-R-ee. Resolution of the City Council of the City of Newark in the County of Essex, New Jersey regarding the Local Unit's intent to permanently finance the purchase of certain Capital Equipment through participation in the Essex County improvement authority's tax-exempt 1991 Capital Equipment Leasing Program.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ef.
(A.S.)

Resolution authorizing Director of Finance of the City to apply to the Local Finance Board for approval of and for qualification of bond guarantees to be issued pursuant to an ordinance entitled: "Guaranty Ordinance of the City of Newark in the County of Essex of the State of New Jersey regarding the payment of the principal of and interest on certain capital equipment program lease revenue bonds of the Essex County Improvement Authority in an aggregate principal amount not exceeding \$6,000,000. for the purpose of providing additional security in connection with the Authority's Capital Equipment Leasing Program," in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq., and prior resolutions of the Local Finance Board.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-eg.
(A.S.)

Resolution authorizing Mayor and Director of Department to submit application to New Jersey Department of Community Affairs, Neighborhood Preservation Balanced Housing Program on behalf of Hart Development Corporation Project/Vailsburg Villa, in amount of \$216,000. for construction of eight (8) for rent low income townhouses to be located at 128-130 Brookdale Avenue, Lots 104-106. (West Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-eh.
(A.S.)

Resolution amending Resolution 7-R-cn (A.S.), May 15, 1991, authorizing public auction of City-owned properties not required for governmental purposes on June 20, 1991, to be held at Quality Inn, 50 Park Place, Newark, New Jersey; pursuant to N.J.S.A. 40A:12-13(a) and authorizing advertising of Exhibits A and B; bids received on June 20, 1991 will be presented to the Municipal Council of the City of Newark, New Jersey on July 3, 1991, but not later than at its second regularly scheduled meeting following the auction at which time they will be either accepted or rejected as provided by law" by deleting property commonly known as 190 Astor Street, Block 1181, Lot 12, Newark, New Jersey from the auction list.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ei.
(A.S.)

Resolution by the Municipal Council expressing its deep concern regarding the recent incident of June 9, 1991 on the Hillside-Newark Border; further, requesting an impartial investigation by the appropriate County and State Law Enforcement Agencies.

(For action on this resolution, see page 1 in the minutes of this meeting)

7-R-ej.
(A.S.)

Resolution authorizing the President of Municipal Council and City Clerk to execute contract with Wilson Woodridge, Architect and Mikesell and Associates, a joint venture, 2 Washington Place, Newark, New Jersey, for design and architectural services for renovation and rehabilitation of premises known and described as 2nd floor, 295 Halsey Street, Newark, New Jersey, and the City Archives, 4th floor, City Hall, Newark, New Jersey, for total sum of \$119,000.; further authorizing the President of Municipal Council and City Clerk to execute Change Orders as needed to fulfill goals of this project, change orders beyond total amount approved by Municipal Council for each designated phase shall require approval of Municipal Council; funds provided in 1991 budget. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Motions.

- 7-M-a. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LEE CURRIE, JR. OF NEWARK was made by President Grant, seconded by Council Member Bradley and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-b. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. PAUL EMPOSIMATO OF HOLMDEL, FORMER ASSISTANT SUPERINTENDENT OF PUBLIC BUILDINGS, CITY OF NEWARK was made by President Grant, seconded by Council Member Branch and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-c. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ROSE DISANO BAGNANO OF NEWARK was made by President Grant, seconded by Council Member Carrino and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-d. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. IRIS RIVERA OF NEWARK was made by President Grant, seconded by Council Member Harris and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-e. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. SHIRLEY L. LANE OF NEWARK was made by President Grant, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-f. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. GLENA DAVIS OF NEWARK was made by President Grant, seconded by Council Member Rice and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-g. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CLYDE H. GARNER OF NEWARK was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-h. A MOTION RESPECTFULLY REQUESTING PRESIDENT-ELECT, HONORABLE DONALD TUCKER TO ESTABLISH A COUNCIL COMMITTEE ON TEENAGE AUTO THEFT IN ORDER TO STUDY THIS ONGOING PROBLEM AS WELL AS TO DISCUSS WAYS TO CONTROL THE SAME was made by Council Member Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-i. A MOTION ENCOURAGING THE NEWARK BOARD OF EDUCATION ALONG WITH EXECUTIVE SUPERINTENDENT OF NEWARK PUBLIC SCHOOLS, DR. EUGENE CAMPBELL, TO ACQUIRE COPIES OF THE NEWLY RELEASED VIDEO ENTITLED "WORLD TOUR LIFERS GROUP" PRODUCED BY HOLLYWOOD MUSIC VIDEO AS A MEANS OF DISCOURAGING OUR YOUNGSTERS FROM RESORTING TO A LIFE OF CRIME AND DESTRUCTION was made by Council Member Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-j.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GLEN MOORE was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-k.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. KENNETH JOHNSON OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-l.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. SHEILA REGAN, THE BELOVED WIFE OF EX-NEWARK ALL-STATE BASKETBALL STAR, RICHIE REGAN was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-m.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIE J. COHENS OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-n.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARY BROWN CARR OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-o.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN BIANCHI OF WEST ORANGE, FORMER PHARMACIST FOR THE CITY OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-p.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. PEGGY MILLS OF NEWARK was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-q.** A MOTION ENDORSING A "NATIONAL CONGRESSIONAL COMMISSION ON VIOLENCE AND THE USAGE OF EXCESSIVE FORCE", INCLUDING A STATE COMMISSION AS WELL was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-r.** A MOTION COMMENDING THE HOUSE BANKING COMMITTEE AND SUBCOMMITTEE MEMBERSHIP IN DELETING H.R. 1505, FAVORING THE SUPPORT OF THE GONZALEZ AMENDMENT TO RESTORE THE COMMUNITY REINVESTMENT ACT OF 1977 was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-s.** A MOTION RECOGNIZING AND COMMENDING REPRESENTATIVE TOM FOGLIETTA OF PENNSYLVANIA, WHO RECENTLY ANNOUNCED THE FORMATION OF A BIPARTISAN CONGRESSIONAL URBAN CAUCUS was made by Council Member Harris, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-t.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE THE PASSING OF MR. MICHAEL TESTA, FORMER EMPLOYEE OF THE CITY OF NEWARK was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-u.** A MOTION STRONGLY URGING ESSEX COUNTY EXECUTIVE THOMAS D'ALESSIO TO APPOINT A MEMBER OF THE NEWARK MUNICIPAL COUNCIL TO SERVE ON THE HUMAN SERVICE ADVISORY COUNCIL OF ESSEX COUNTY (HAY-SAC). THE COUNCIL NOMINEE WILL REPRESENT THE CITY OF NEWARK IN THE NOW VACANT SEAT OF CALLIE STRUGGS was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-v.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CHARLES VILLANOVA, FORMER EMPLOYEE WITH THE CITY OF NEWARK was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-w.** A MOTION DIRECTING THE CORPORATION COUNSEL TO SEEK LEGAL REDRESS BY SUING THE PORT AUTHORITY AND ESSEX COUNTY TO HAVE REPORTS ON EMISSIONS FORWARDED TO THE MUNICIPAL COUNCIL IN ACCORDANCE WITH THE AGREEMENT was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-x.** A MOTION RESPECTFULLY REQUESTING THE NEWARK BOARD OF EDUCATION TO CONSIDER ADDING BERGEN STREET SCHOOL AND BRAGRAW AVENUE SCHOOL AS YOUTH DEVELOPMENT PROGRAM SITES FOR THE SUMMER was made by Council Member Bradley, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-y.** A MOTION REQUESTING THE DEPARTMENT OF GENERAL SERVICES TO INVESTIGATE THE ILLEGAL POSTING OF SIGNS ALONG BROAD STREET AND BLOOMFIELD AVENUE RELATING TO AN UPCOMING EVANGELICAL DANCE SCHEDULED TO TAKE PLACE AT BARRINGER HIGH SCHOOL was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-z.** A MOTION REQUESTING THAT THE DIRECTOR OF LAND USE CONTROL INSPECT THE PROPERTY LOCATED AT 785 RIDGE STREET FOR THE ACCUMULATION OF DEBRIS THAT IS IN AND AROUND THE HOUSE was made by Council Member Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-ba.** A MOTION RESPECTFULLY REQUESTING MUNICIPAL COURT JUDGES TO CONSIDER IMPOSING A STIFFER PENALTY FOR THOSE PERSONS FOUND GUILTY OF ILLEGALLY DUMPING IN THE CITY OF NEWARK was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bb.** A MOTION REQUESTING THAT THE DIRECTOR OF ENGINEERING STUDY THE FEASIBILITY OF INSTALLING FLASHING LIGHTS AT THE INTERSECTION OF VAN BUREN AND PULASKI STREETS was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bc.** A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION FOR THE JULY 3, 1991 AGENDA OPPOSING ANY EXPANSION OF THE PRESENT RESOURCE RECOVERY FACILITY was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bd.** A MOTION REQUESTING THE CITY'S ALCOHOLIC BEVERAGE CONTROL BOARD TO INVESTIGATE THE ILLEGAL SELLING OF LIQUOR AT THE PREMISES COMMONLY KNOWN AS 123 WILSON AVENUE ALSO KNOWN AS CAFE AVENIDA LOCATED IN THE EAST WARD was made by Council Member Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-be.** A MOTION REQUESTING THE LAW DEPARTMENT TO START PREPARING WHATEVER LEGAL PAPERWORK IS NECESSARY TO SUBPOENA THE COUNTY AND THE PORT AUTHORITY TO SEND TO THE MUNICIPAL COUNCIL THE FINANCIAL INFORMATION ON THE INCINERATOR OPERATION was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bf.** A MOTION REQUESTING THE POLICE DEPARTMENT TO COMMENCE BOOTING THE TRUCKS PARKING IN THE CITY IN VIOLATION OF CITY ORDINANCES SO THAT IT WILL NO LONGER BE NECESSARY TO TOW THEM was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bg.** A MOTION REQUESTING THAT A SPECIAL ACCOUNT BE ESTABLISHED FOR PROSPECTIVE CHANGE ORDERS IN ORDER FOR THERE TO BE SOME ACCOUNTABILITY ON A CHANGE ORDER REQUEST PRIOR TO ITS APPROVAL was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bh.** A MOTION RESPECTFULLY REQUESTING EXECUTIVE SUPERINTENDENT CAMPBELL TO PROVIDE A STATUS REPORT ON THE ALLEGED THEFT OF THE PAYROLL SIGNATURE PLATE AND REPORTED FORGING OF CHECKS AT THE BOARD OF EDUCATION was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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- 7-M-bi.** A MOTION REQUESTING THE BOARD OF EDUCATION TO FIND THE DOLLARS NECESSARY TO REPLACE THE PIANO AT BOYLAN STREET SCHOOL WHICH IS IN VERY BAD CONDITION was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bj.** A MOTION REQUESTING THAT THE DIRECTOR OF ENGINEERING DIRECT THE DEPARTMENT OF SANITATION TO PICK UP DISCARDED TIRES ON A REGULAR BASIS was made by Council Member Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bk.** A MOTION REQUESTING THE APPROPRIATE OFFICIALS TO CLEAN UP (CUT GRASS) AT A VACANT LOT ON THE CORNER OF HANSBURY AVENUE AND PARKVIEW TERRACE; FURTHER, REQUESTING
7-M-bl. THE DEPARTMENT OF GENERAL SERVICES TO REMOVE THE GRAFFITI INSCRIBED ON THE NELLIE GRIER SENIOR CITIZENS CENTER AT HANSBURY AND MAPLE AVENUES was made by Council Member Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bm.** A MOTION REQUESTING THAT THE NEWARK BOARD OF EDUCATION CONSIDER RENAMING CAMDEN STREET SCHOOL TO GLADYS CHURCHMAN SCHOOL was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bn.** A MOTION REQUESTING THE CENTRAL PLANNING BOARD TO PROVIDE ADDITIONAL INFORMATION ON THE PROPOSED POOL PARLOR SCHEDULED TO BE DEVELOPED ON NORFOLK STREET IN NEWARK was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bo.** A MOTION REQUESTING THE MAYOR TO ADVISE THE COUNCIL AS TO HOW MUCH MONEY, IF ANY, IS BEING RETURNED TO THE STATE FOR PROGRAMS WHICH WERE NOT COMPLIED WITH was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bp.** A MOTION REQUESTING AND ENDORSING THE FORMATION OF A NATIONAL CONGRESSIONAL COMMISSION ON VIOLENCE AND THE USAGE OF EXCESSIVE FORCE; FURTHER REQUESTING THAT A PANEL BE FORMED ON THE STATE LEVEL was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-bq.** A MOTION EXPRESSING THE NEED TO IDENTIFY THE NEWLY ERECTED WELFARE BUILDING WITH THE PROPER SIGN was made by Council Member Harris, seconded by Council Member Villani and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.
- 7-M-br.** A MOTION REQUESTING THE DIRECTOR OF ENGINEERING PROVIDE THE MUNICIPAL COUNCIL WITH A STATUS REPORT ON THE ENGINEERING DEPARTMENT'S STUDY TO PROVIDE SUITABLE BUS SHELTERS WHERE SENIOR CITIZEN HOUSING IS LOCATED was made by Council Member Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

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COMMUNICATIONS AND PETITIONS.

Communications.

- 8-a. The City Clerk presented Communication from Business Administrator Monteilh, received May 31, 1991, enclosing proposed "Ordinance to amend Title 2, Administration, Chapter 14, Personnel Practice and Policies, Section 5, Annual Vacation Leave of Sub-paragraph (a)(2), of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-b. The City Clerk presented Communication from Business Administrator Monteilh, received June 7, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the titles of Account Clerk, Part Time and Clerk Typist, Part Time in the Department of Health and Human Services)"

(Account Clerk, Part Time 1 1/1/91 \$8,529.48 \$10,168.56
(20 Hours)
Clerk Typist, Part Time 1 1/1/91 7,882.20 - 9,375.12
(20 Hours))

(Creating titles of Account Clerk, Part Time and Clerk Typist, Part Time to enable grant sponsored Nutrition Program for the Elderly to continue with minimal curtailment of services in spite of reduction in funding by Essex County Division on Aging; positions are grant funded. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-c. The City Clerk presented Communication from Business Administrator Monteilh, received June 7, 1991, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor.' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Chemist, Water Analysis and to abolish the Title of Chemist, Water in the Department of Engineering)"

(Chemist, Water Analysis 1 1/1/91 \$23,685.34 - \$28,423.70
(35 Hours))

(To create title of Chemist, Water Analysis and abolish title Chemist, Water in Department of Engineering to replace non-standard title with New Jersey Department of Personnel approved title. No salary change. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-d. The City Clerk presented Communication from Business Administrator Monteilh, received June 7, 1991, enclosing proposed "Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Jefferson Street and Elm Street." (East Ward)
(Jefferson Street and Elm Street: Stop signs shall be installed on all approaches)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the July 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-e. The City Clerk presented Communication from Business Administrator Monteilh, received June 7, 1991, enclosing proposed "Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Ellery Avenue and Sandford Place." (West Ward)
(Ellery Avenue and Sandford Place: Stop signs shall be installed on all approaches)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the July 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-f. The City Clerk presented Communication from Business Administrator Monteilh, received June 7, 1991, enclosing proposed "Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Chestnut Street and Adams Street." (East Ward)
(Chestnut Street and Adams Street: Stop signs shall be installed on all approaches)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the July 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-g. The City Clerk presented Communication from Business Administrator Monteilh, received June 7, 1991, enclosing proposed "Ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Chestnut Street as a Through Street." (East Ward)
(Chestnut Street:
Between Broad Street and Mulberry Street
Between McCarter Highway and Adams Street
Between Adams Street and Denbigh Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the July 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-h. The City Clerk presented Communication from Business Administrator Monteilh, received June 7, 1991, enclosing proposed "Ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Jefferson Street as a Through Street." (East Ward)

(Jefferson Street:

Between Elm Street and East Kinney Street

Between East Kinney Street and Chestnut Street

Between Chestnut Street and South Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the July 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-i. The City Clerk presented Communication from Business Administrator Monteilh, received June 7, 1991, enclosing proposed "Ordinance ratifying and authorizing the execution of a Lease Agreement between the Salvation Army, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 138 Clifford Street, Block 972, Lot 25, for the sum of \$15,564.00 per year for a period of twelve months." (East Ward)

(January 1, 1991 to December 31, 1991 - Ironbound Senior Citizens Center)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance, see Ordinance 6-F-j on page 5 in the minutes of this meeting)

- 8-j. The City Clerk presented Communication from Business Administrator Monteilh, received June 11, 1991, enclosing proposed "Ordinance to amend and supplement Title 8, Businesses and Occupations: Chapter 19, Wreckers: Section 6, Services Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By increasing the Towing Rates from Bus Lanes: including the same rates for scofflaw towing & towing of illegally parked cars; and allowing for mileage)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant and Engineering Director Zach to meet with the Municipal Council at its July 2, 1991 pre-meeting conference was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-k. The City Clerk presented Proposed "Ordinance requiring all new municipal employees both appointed and non-appointed, as well as those employees receiving promotions to undergo mandatory drug testing by a professionally trained, reputable firm retained by the City of Newark, in order to demonstrate the ability to perform their duties without any dependence on illegal substances."

A motion directing the City Clerk to place this ordinance on the July 3, 1991 Agenda of the Municipal Council for first reading was made by Council Member Rice, seconded by Council Member Martinez.

A lengthy discussion was held by the Members of the Municipal Council.

The motion was adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Council Member Harris.

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June 19, 1991

- 8-l. The City Clerk presented **Communication from Business Administrator Monteilh**, received June 13, 1991, enclosing proposed "Ordinance amending Title 8, Businesses and Occupations, Chapter 11, Public Markets, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented. (By revising the rules and regulations per the operation of Public Markets)."
(Copy of ordinance and correspondences ubmitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-m. The City Clerk presented **Proposed "Ordinance amending Title 5, Amusements and Amusement Businesses, Chapter 2, Coin Operated Amusement Devices, Sections 3, 11, 14, 17 and 25, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented."**

(Ordinance requires Director to provide licensee with copy of regulations and ordinances governing coin-amusement devices for nominal fee and requires licensee to certify to receipt of same and also restricts coin-operated amusement devices to 1,000 feet of any school and provides for stricter penalties penalties for licensees and distributors who violate said ordinances)

A motion directing the City Clerk to place this ordinance on the July 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-n. **Communication from Business Administrator Monteilh**, received June 18, 1991, (A.S.) enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977, and amendments thereto (To adjust salary for the Police Director)"

(Police Director 7/1/91 \$85,000. - \$85,000.
1/1/92 90,000. - 90,000.)

(9%-July 1, 1991; 5.9%-January 1, 1992)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance, see Ordinance 6-F-g (A.S.), on page 4 in the minutes of this meeting)

- 8-o. **Communication from Business Administrator Monteilh**, received June 18, 1991, (A.S.) enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To create certain position titles and to abolish others in the Department of General Services)"

(Creates 9 titles; abolishes 15 titles)

(Ordinance restructures table of organization in order to effectuate economies in Department of General Services. Represented by various collective bargaining units)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance, see Ordinance 6-F-h (A.S.), on pages 4 and 5 in the minutes of this meeting)

- 8-p. **Communication from Business Administrator Monteilh**, received June 18, 1991, (A.S.) enclosing proposed "Ordinance approving the sale of the premises commonly known as 423, 425, 427, 429, 433, 435, 437 South 15th Street (Tax Block 319, Lots 43, 44, 45, 46, 48, 49 and 50, respectively), Newark, New Jersey to the Newark Pre-School Council, Inc., pursuant to the provisions of N.J.S.A. 40A:12-21(K)." (West Ward)

(\$500. - Full day pre-school center)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance, see Ordinance 6-F-i (A.S.), on page 5 in the minutes of this meeting)

- 8-q.
(A.S.) The City Clerk presented Proposed "Ordinance to amend Title 15, Chapter 14, Section 14, Paragraph (3), Health and Sanitation, of the Revised Ordinances of Newark, New Jersey, 1966, as amended and supplemented. (To require that air conditioning be supplied to tenants from May 15th through September 30th)."

A motion directing the City Clerk to place this ordinance on the July 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-r.
(A.S.) The City Clerk presented Proposed "Ordinance amending Sections 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended, by changing parking prohibited at all times on Clinton and Halsey Streets to parking prohibited between the hours of 7 A. M. to 6 P. M. on Clinton and Halsey Streets."
(Deleting: Clinton Street, north side, from Broad Street to Lawrence Street.

Adding:

No parking at any time between the hours of 7 A.M. and 6 P.M.

Clinton Street, north side, from Broad Street to Mulberry Street.

Halsey Street, between Washington Place and Branford Place, east and west sides)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the July 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

- 8-s.
(A.S.) The City Clerk presented Communication from Business Administrator Monteilh, received June 19, 1991, enclosing proposed "Guaranty Ordinance of the City of Newark, in the County of Essex of the State of New Jersey regarding the payment of the principal of and interest on certain capital equipment program lease revenue bonds of the Essex County Improvement Authority in an aggregate principal amount not exceeding \$6,000,000. for the purpose of providing additional security in connection with the Authority's Capital Equipment Leasing Program."
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Debt Statement Filed)

A motion directing the City Clerk to place this ordinance on the July 3, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

None.

NEW BUSINESS ON THE AGENDA.

None.

June 19, 1991

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from from May 25, 1991 to June 10, 1991.

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| St. Bridget's Church | 10420 (Amended) |
| Sacred Heart Church Home and School Association | 10496 |

RAFFLE LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| St. Stanislaus Roman Catholic Church | 10493 |
| St. Nicholas Greek Orthodox Church | 10497 |
| American Cancer Society | 10498 |
| Parent Association of St. Benedict Elementary School | 10499 |

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

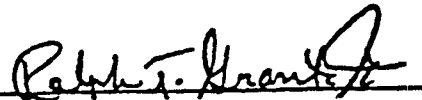
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 1:05 A.M., Thursday, June 20, 1991.

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

1482
Newark, New Jersey, June 25, 1991

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 4:14 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Council Members Carrino, Martinez, Rice, Tucker, President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Harris, Villani.

(Council Member Harris arrived 4:20 P.M.)

City Clerk Marasco read letter dated June 20, 1990, from Council President Ralph T. Grant, Jr., calling a special meeting of the Municipal Council for Tuesday, June 25, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, Newark, New Jersey, to consider the following legislation:

Ordinance granting permission to Newark Bay Cogeneration Partnership, L.P., to construct and maintain steam lines within three (3) easement areas described herein and located in Block 5060 and Doremus Avenue, Wilson Avenue and Avenue P. (East Ward) (6-Ph, S & F-h failed of adoption June 19, 1991)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on June 20, 1991, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a. (S)

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting permission to Newark Bay Cogeneration Partnership, L.P., to construct and maintain steam lines within three (3) easement areas described herein and located in Block 5060 and Doremus Avenue, Wilson Avenue and Avenue P. (East Ward)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That permission is hereby granted to Newark Bay Cogeneration Partnership, L.P. to construct and maintain steam lines within the following easement areas:

- A. As described on a drawing prepared by Hatch Associates entitled "Steam Distribution System, Steam Line Routing Key Plan" dated May 14, 1991 and more fully described in a description prepared by Maser, Sosinski & Associates, P.A. entitled "Proposed Utility Easement Thru a 60 R.O.W. Project No. 91-021A" dated February 8, 1991 and revised May 14, 1991.
- B. As described on a drawing prepared by Hatch Associates entitled "Steam Distribution System, Steam Line Routing Key Plan" dated May 14, 1991 and more fully described in a description prepared by Maser, Sosinski & Associates, P.A. entitled "Proposed Utility Easement Thru Doremus Avenue, Project No. 91-021A" dated February 8, 1991 and revised May 14, 1991.

June 25, 1991

- C. As described on drawings prepared by Hatch Associates entitled "Steam Distribution System, Steam Line Routing Avenue P, Steam Line Routing Wilson Avenue and Steam Line Routing Doremus Avenue" dated May 14, 1991 and more fully described in a description prepared by Maser, Sosinski & Associates, P.A. entitled "Steam Line Easement Thru the Right of Ways of Wilson Avenue, Doremus Avenue and Avenue P, Project No. 91-021A", dated February 19, 1991 and revised May 14, 1991.

Section 2. That such permission be and is hereby given upon the condition and provision that Newark Bay Cogeneration Partnership, L.P., its successors and assigns, not only shall indemnify and save harmless the City of Newark, its officers, agents and servants, from any claims whatsoever arising from or in any way connected with the granting or use of the above stated easements, but shall agree to assume on behalf of the City of Newark defense of any action at law or equity which may be brought against the City of Newark upon such claims or from claims arising during the construction period and during the existence of the easements.

Section 3. That in addition to the aforesaid indemnity agreement, Newark Bay Cogeneration Partnership, L.P., its successors and assigns shall at its own cost and expense procure and keep at all times in full force and effect paid up policies for Comprehensive General Liability Insurance in favor of the City of Newark, in an amount of at least \$5,000,000.00 covering bodily injury and property damage arising out of any one accident, said policies to be approved by the Corporation Counsel of the City of Newark. Proof of said coverage, naming the City of Newark as an insured and including the indemnification clause in Section 2, shall be filed with the City Clerk prior to installation. The City shall have the right to require an increase in the amount of Comprehensive General Liability Insurance to alter the terms of insurance called for under this section. Said insurance shall not be subject to cancellation or change until thirty (30) days after the City Clerk has written notice thereof as evidenced by return receipt of certified or registered letter. In the event the property or any part thereof, does not remain in the ownership of Newark Bay Cogeneration Partnership, L.P., the City shall be given notice thereof, and should the City find and determine that the use for which the aforesaid easement may increase the fire or safety hazard at the premises or affect the liability of the City, the City shall have the right to require an increase in the general comprehensive coverage and to alter the terms of insurance called for under this section.

Section 4. That such permission be and is hereby given upon the further condition that in the use of said easements Newark Bay Cogeneration Partnership, L.P., its successors and assigns shall become subject to any Ordinance or Resolution now or hereafter adopted by the City of Newark that may apply to the easements and steam lines, and that Newark Bay Cogeneration Partnership L.P., its successors and assigns, shall become liable for the payment of any fee hereafter imposed by the City by such Ordinance or Resolution.

Section 5. That such permission be and is hereby given upon the condition that Newark Bay Cogeneration Partnership L.P. shall file with the City of Newark its written acceptance of the provisions of this Ordinance within thirty (30) days from the date on which it takes effect and shall pay on demand of the City of Newark the amount and cost and expense to the City for all official publications of this Ordinance.

June 25, 1991

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Section 6. That such permission be and is hereby given upon the condition that Newark Bay Cogeneration Partnership L.P. shall commence installation of the said steam lines not later than one month from the effective date of this Ordinance and shall complete such installation in the easement areas with a period of one hundred twenty (120) days from commencement of such work, unless said 120 day period is extended by the Director of Engineering upon receipt of a written extension request from Newark Bay Cogeneration Partnership L.P.

Section 7. That such permission be and is hereby given upon the condition that Newark Bay Cogeneration Partnership, L.P. shall obtain a written permit from the Division of Permits and Licenses before disturbing the easement areas or making any installations.

Section 8. That Newark Bay Cogeneration Partnership L.P. shall be responsible for the repair of and/or damage to paving, existing utility lines, or any surface or subsurface installation, etc., arising from the construction, installation, or maintenance of the steam lines.

Section 9. That such permission is granted subject to all State Laws and City Ordinances governing the aforesaid easements, steam lines and maintenance.

Section 10. That in the event that the steam lines covered within the aforesaid easements are not longer used, or used for a purpose other than the original intent by either Newark Bay Cogeneration Partnership L.P., its successors and assigns in title, the City of Newark shall be so notified, and it shall have the right to terminate this easement and upon such termination all rights shall revert to the City. Upon the cessation of use of the aforesaid easements the steam lines shall be removed in a manner meeting with the approval of the Director of the Department of Engineering. All costs for removing the steam lines shall be borne by Newark Bay Cogeneration Partnership L.P. or its successors or assigns.

Section 11. That so long as the steam lines covered by this easement remain in existence, the obligation and performances hereunder shall run with the land and shall be binding upon Newark Bay Cogeneration Partnership L.P. and upon all subsequent owners of the property connected by the easements.

Section 12. That Newark Bay Cogeneration Partnership L.P., subject to the approval of the City of Newark Corporation Counsel, shall place an instrument on record in the Essex County Register's Office giving notice of the existence of the easements created by this Ordinance. This instrument shall be executed on behalf of the City of Newark by the Director of the Department of Engineering and attested to by the City Clerk who shall affix the City Seal thereto. The City shall record this instrument at the cost of Newark Bay Cogeneration Partnership L.P. who shall pay all such costs upon request from the City.

Section 13. That for the rights and privileges herein granted Newark Bay Cogeneration Partnership L.P. shall pay to the City of Newark an easement fee of Fifty thousand dollars (\$50,000.00) upon acceptance of this agreement and shall pay to the City of Newark on or before January 15th of each succeeding year a user charge of Ten thousand dollars (\$10,000.00).

Section 14. This Ordinance shall take effect upon promulgation and passage in accordance with law.

STATEMENT

This Ordinance grants an easement reservation permission to Newark Bay Cogeneration Partnership L.P. to construct and maintain a steam lines.

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June 25, 1991

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Tucker, seconded by Council Member Rice and failed of adoption by the following votes:

Yes: Council Members Carrino, Rice, Tucker, President Grant.

No: Council Member Martinez.

Absent: Council Members Bradley, Branch, Harris, Villani.

(Council Member Harris arrived 4:20 P.M.)

A motion to reconsider the ordinance was made by President Grant, seconded by Council Member Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Carrino, Harris, Rice, Tucker, President Grant.

No: Council Member Martinez.

Absent: Council Members Bradley, Branch, Villani.

A motion to adopt the ordinance on second reading and final passage was made by Council Member Tucker, seconded by Council Member Rice and declared adopted by President Grant by the following votes:

Yes: Council Members Carrino, Harris, Rice, Tucker, President Grant.

No: Council Member Martinez.

Absent: Council Members Bradley, Branch, Villani.

President Grant: The yeses are five, the noes are one and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Harris, Martinez, Rice, Tucker, President Grant.

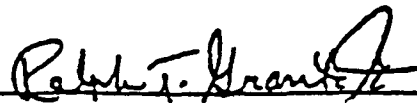
Absent: Council Members Bradley, Branch, Villani.

This meeting adjourned at 4:21 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
President

1486

Newark, New Jersey, June 28, 1991

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey.

City Clerk Marasco called the meeting to order at 11:05 A.M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

City Clerk Marasco read letter dated June 25, 1991, from Council President Ralph T. Grant, Jr., calling a special meeting of the Municipal Council for Friday, June 28, 1991, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, Newark, New Jersey, to consider the following legislation:

**Resolution approving Tax Abatement Application for NBCP Urban
Renewal Partnership, 449 Doremus Avenue and 414-434 Avenue P,
Block 5060, Lots 153.01 and 153.03.**

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on June 25, 1991, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco, citing the Administrative Code of the City, stated "in accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another day or hour.'"

The City Clerk stated this meeting is rescheduled to Tuesday, July 2, 1991, at 11:00 A.M., or as soon thereafter as practical.

This meeting adjourned at 11:07 A.M.

APPROVED:



Robert P. Marasco
City Clerk

Spec. Mtg., 6-28-91

6 1543 HR SR 24
12-05-94 193840

Newark, New Jersey, July 2, 1991

A rescheduled meeting of a special meeting of June 28, 1991, of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 11:23 A.M.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Grant, Harris,
President Tucker, City Clerk Robert F. Marasco, Clerk of the Municipal Council.
Absent: Council Members Carrino, Martinez, Rice, Villani.

City Clerk Marasco read letter dated June 28, 1991, from Hon. Ralph T. Grant, Jr., President of the Municipal Council, rescheduling the special meeting of the Municipal Council from Friday, June 28, 1991, to Tuesday, July 2, 1991, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, to consider the following legislation:

**Resolution approving Tax Abatement Application for
NBCP Urban Renewal Partnership, 499 Doremus Avenue
and 414-434 Avenue P, Block 5060, Lots 153.01 and
153.03.**

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this rescheduled meeting was similarly disseminated on June 28, 1991, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a. (S)

**Resolution approving Tax Abatement Application for NBCP Urban Renewal Partnership, for proposed construction of a cogeneration facility of approximately 59,600 square feet which will house turbines to produce electric for distribution to Public Service Electric and Gas Company to produce steam for distribution to industrial users in the vicinity, located at 449 Doremus Avenue and 414-434 Avenue P, Block 5060, Lots 153.01 and 153.03; granting exemption from taxation on improvements for period of 15 years from date of issuance of Certificate of Occupancy; pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented and upon further condition that the entity does not file a petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.
Formula: 2% total project cost, Annual Administrative Fee, Annual Adjustment, Excess Profit Provision.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by Council Member Branch and failed of adoption by the following votes:

Yes: Council Members Bradley, Branch, Grant, President Tucker.
No: Council Member Harris.
Absent: Council Members Carrino, Martinez, Rice, Villani.

A motion to reconsider the resolution was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, President Tucker.
Absent: Council Members Carrino, Martinez, Rice, Villani.

(Council Member Rice arrived 11:26 A.M.)

July 2, 1991

A motion to amend the resolution by adding thereto, "That the approval of the herein tax abatement application is conditioned upon the approval of the pending amendment to the Edward J. Haefeli Urban Renewal Developer Tax Abatement adopted pursuant to Resolution 7-R-j, February 15, 1984,"; further, adding thereto, "That this tax abatement may be terminated and/or renegotiated whenever the operation of the Newark Bay Cogeneration Facility, by its sale of energy to any user, results in a net loss to the City during any year of the agreement. Net loss shall be defined as the reduction in the sum of the annual in lieu payments plus the excise taxes in any given year from the preceding year,"; further adding thereto, "That this tax abatement shall also be conditioned upon the receipt of all outstanding amounts due the City from Edward J. Haefeli Urban Renewal Developer including but not limited to his amendment application fee, \$57,018.32 land taxes and the 1990 certified financial statements on or before July 21, 1991. Failure to provide the above shall result in termination of this tax abatement," was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant Harris, Rice, President Tucker.
Absent: Council Members Carrino, Martinez, Villani.

A motion to adopt the resolution, as amended, was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, President Tucker.
Absent: Council Members Carrino, Martinez, Villani.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, President Tucker.
Absent: Council Members Carrino, Martinez, Villani.

This meeting adjourned at 11:29 A.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

Prior to the regularly scheduled meeting, various presentations were made by the Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:48 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Dr. Jason Carl Guice, Pastor, Hopewell Baptist Church.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Siobhan Teare, Public Relations Consultants Delores Wheat and Harold Edwards, Legislative Research Officer Elmer Herrman, Lieutenants Ed Lucas and Archie Davidson, Sergeants-at-Arms.

Absent: Council Member Villani.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council."

In addition, the agenda of this meeting was similarly disseminated on June 27, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for month of May, 1991.

A motion to approve the Reports of Contracts Awarded recommended by Purchasing Agent and approved by Business Administrator for the month of May, 1991, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

4-b. The City Clerk presented 1990 Annual Report of Law Department.
(Copy submitted to each Member of the Council)

A motion that the 1990 Annual Report be received and placed on file was made by the Council of the Whole adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

July 3, 1991

- 4-c. The City Clerk presented **1990 Annual Report of Department of Health and Human Services.**
(Copy submitted to each Member of the Council)

A motion that the 1990 Annual Report be received and placed on file was made by the Council of the Whole adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 4-d. The City Clerk presented **Copy of Minutes of Meeting of Joint Meeting Maintenance, held May 16, 1991.**

A motion that the Copy of the Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 4-e. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held May 16, 1991.**

A motion that the Copy of the Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 4-f. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority of the City of Newark, held May 16, 1991.**

A motion that the Copy of the Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

ORDINANCES AND HEARINGS OF CITIZENS.

Ordinances on First Reading.

President Tucker called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by designating River Street as a one-way Street.**

(Deleting:

River Street, Westbound, from Raymond Boulevard to McCarter Highway)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 6-F-b. The City Clerk read **An ordinance to amend Title 2, Administration, Chapter 14, Personnel Practice and Policies, Section 5, Annual Vacation Leave of Sub-paragraph (a)(2), of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 6-F-c. The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the titles of Account Clerk, Part Time and Clerk Typist, Part Time in the Department of Health and Human Services)"**

(Account Clerk, Part Time 1 1/1/91 \$8,529.48 \$10,168.56
(20 Hours)

Clerk Typist, Part Time 1 1/1/91 7,882.20 - 9,375.12
(20 Hours))

(Creating titles of Account Clerk, Part Time and Clerk Typist, Part Time to enable grant sponsored Nutrition Program for the Elderly to continue with minimal curtailment of services in spite of reduction in funding by Essex County Division on Aging; positions are grant funded. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on August 7, 1991.

- 6-F-d. The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Chemist, Water Analysis and to abolish the Title of Chemist, Water in the Department of Engineering)**

(Chemist, Water Analysis 1 1/1/91 \$23,685.34 - \$28,423.70
(35 Hours))

(To create title of Chemist, Water Analysis and abolish title Chemist, Water in Department of Engineering to replace non-standard title with New Jersey Department of Personnel approved title. No salary change. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on August 7, 1991.

- 6-F-e. The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Jefferson Street and Elm Street. (East Ward)
(Jefferson Street and Elm Street: Stop signs shall be installed on all approaches)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 6-F-f. The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Ellery Avenue and Sandford Place. (West Ward)
(Ellery Avenue and Sandford Place: Stop signs shall be installed on all approaches)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 6-F-g. The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Chestnut Street and Adams Street. (East Ward)
(Chestnut Street and Adams Street: Stop signs shall be installed on all approaches)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 6-F-h. The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Chestnut Street as a Through Street. (East Ward)
(Chestnut Street:
Between Broad Street and Mulberry Street
Between McCarter Highway and Adams Street
Between Adams Street and Denbigh Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 6-F-i. The City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Jefferson Street as a Through Street. (East Ward)**
 (Jefferson Street:
 Between Elm Street and East Kinney Street
 Between East Kinney Street and Chestnut Street
 Between Chestnut Street and South Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.

- 6-F-j. The City Clerk read **An ordinance requiring all new employees, both appointed and non-appointed, to undergo a mandatory drug test administered by a professionally trained reputable firm hired by the City of Newark, in order to demonstrate the ability to perform their duties without any dependence on illegal substances.**

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on August 7, 1991.

- 6-F-j-1. The City Clerk read **An ordinance requiring employees receiving promotions within the City of Newark, New Jersey, to undergo mandatory drug testing, by a professionally trained reputable firm retained by the City in order to demonstrate the ability to perform their duties without any dependence on illegal substances.**

A motion to adopt the ordinance on first reading was made Council Member Rice, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, Rice, President Tucker.

No: Council Member Harris.

Absent: Council Member Villani.

President Tucker: The yeses are seven, the noes are one and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on August 7, 1991.

- 6-F-k. The City Clerk read **An ordinance amending Title 8, Businesses and Occupations, Chapter 11, Public Markets, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented. (By revising the rules and regulations per the operation of Public Markets).**

(Copy of ordinance and correspondences ubmitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on August 7, 1991.

- 6-F-l. The City Clerk read **An ordinance amending Title 5, Amusements and Amusement Businesses, Chapter 2, Coin Operated Amusement Devices, Sections 5, 11, 14, 18 and 25, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented.**

(Ordinance requires Director to provide licensee with copy of regulations and ordinances governing coin-amusement devices for nominal fee and requires licensee to certify to receipt of same and also restricts coin-operated amusement devices to 1,000 feet of any school and provides for stricter penalties for licenses and distributors who violate said ordinance).

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on August 7, 1991.

- 6-F-m. The City Clerk read **An ordinance to amend Title 15, Chapter 14, Section 14, Paragraph (3), Health and Sanitation, of the Revised Ordinances of Newark, New Jersey, 1966, as amended and supplemented. (To require that air conditioning be supplied to tenants from May 15th through September 30th).**

A motion to adopt the ordinance on first reading was made Council Member Carrino, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on August 7, 1991.

- 6-F-n. The City Clerk read **An ordinance amending Section 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended, by changing parking prohibited at all times on Clinton and Halsey Streets to parking prohibited between the hours of 7 A.M. to 6 P.M. on Clinton and Halsey Streets.**

(Deleting: Clinton Street, north side, from Broad to Lawrence Street.

Adding:

No parking at any time between the hours of 7 A.M. and 6 P.M.

Clinton Street, north side, from Broad Street to Mulberry Street;

Halsey Street, between Washington Place and Branford Place, east and west sides).

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 6-F-o. The City Clerk read a **Guaranty Ordinance of the City of Newark, in the County of Essex of the State of New Jersey regarding the payment of the principal of and interest on certain capital equipment program lease revenue bonds of the Essex County Improvement Authority in an aggregate principal amount not exceeding \$6,000,000. for the purpose of providing additional security in connection with the Authority's Capital Equipment Leasing Program.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement Filed)

(Awaiting approval of Debt Statement from Division of Local Government Service)

A motion to defer action on the ordinance awaiting approval of Debt Statement from Division of Local Government Service was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

A motion to consider Item 8-d (A.S.), on Ordinances on First Reading was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 6-F-p. The City Clerk read **A Bond Ordinance reappropriating cash balances from previously adopted Bond Ordinance 6-S & F-k, adopted July 9, 1986 and determining that said appropriation, including bond proceeds, is no longer needed for the purpose set forth in said ordinance and amending said ordinance to reflect the cancellation of said appropriation in the amount of \$238,839., and transferring \$238,839. to the Capital Surplus Fund and appropriating \$238,839., from the Capital Surplus Fund to the purposes set forth herein authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on August 7, 1991.

- 6-F-q. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in The Newark Municipal Council and establishing salaries therefor", (6-S & F-f), adopted May 4, 1977, as amended and supplemented. (To adjust the salaries for Aide to Council President and Executive Secretary to Councilman)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on August 7, 1991.

- 6-F-r. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in The Newark Municipal Council and establishing salaries therefor", (6-S & F-f), adopted May 4, 1977, as amended and supplemented.

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on August 7, 1991.

- 6-F-s. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in The Newark Municipal Council and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977 as amended and supplemented (To adjust salary of Legislative Information Specialist)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, President Tucker.

Not Voting: Council Member Carrino.

No: Council Member Rice.

Absent: Council Member Villani.

President Tucker: The yeses are six, the noes are two and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on August 7, 1991.

A motion to consider Item 8-c (A.S.), on Ordinances on First Reading was made by Council Member Carrino, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 6-F-t.
(A.S.) The City Clerk read An ordinance granting five (5) years of Tax Abatement to the owners of the Qualified Residential Structures, more specifically identified on the official tax map as Block 784, Lot 54 more commonly known as 844-846 Lake Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Paul and Anna Maria Scibilia)

A motion to adopt the ordinance on first reading was made Council Member Carrino, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on August 7, 1991.

6-F-u.
(A.S.)

The City Clerk read An ordinance to amend Title 2, Chapter 5, Department of Administration, Article 4, Division of Central Purchase, subsection 2:5-11(b)(1)(B) (i) and (ii); and 2:5-11(b)(1)(c), Powers and Duties of City Purchasing Agent, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented (To raise the threshold for bidding requirement for public contracts from \$9,200. to 10,300.).

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on August 7, 1991.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Business and Occupations; to create a Chapter 27, Regulations of Coin Operated Telephones, as amended and supplemented. (To require those who own or control a common area in the City of Newark to obtain a permit for the installation of pay phones).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8, Business and Occupations, Chapter 27, Regulation of Coin Operated Telephones and other Telecommunication Devices of the Revised Ordinance of the City of Newark, New Jersey, 1966 as amended and supplemented be and the same is hereby amended and supplemented to read as follows:

CHAPTER 27 - REGULATION OF COIN OPERATED TELEPHONES AND OTHER TELECOMMUNICATION DEVICES

8:27-1 - Definitions

Director - means the Director of the Department of Land Use Control

Permanent Installation - means the location or a coin operated telecommunication device at one place for more than 24 hours in a common area.

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Permit - the permission of the Director to locate a coin operated or credit card operated telecommunications device in a common area for 1 year.

Telecommunications device - means any telephone, telegraph, telex, fax machine, or other device that utilizes telephone or telegraph equipment to communicate messages.

Threat to Health and Welfare - means violation of any housing, health, zoning, sanitation, or fire code regulation or statute that may endanger the public in a common area where a coin operated-telecommunication device is located. Police reports that indicate that criminal activities are occurring in a common area may be considered by the Director in determining if the health and welfare of the public would be endangered by the presence of the coin or credit card operated telecommunication device.

8:27-2 - Application For Permit by owner or Manager

The owners or managers of all common areas in residential apartments, amusement centers retail stores, warehouses, factories, office buildings, and service centers shall apply for a permit prior to the installation of any coin or credit card operated telephone, telegraph, fax machine or their communication device that is to be permanently located in a common area of the premises managed by the owner or operator where the public may use such a device.

The owner or those in control of all common areas referred to herein shall apply to the Director of the Office of Permits for an application for the continued use of any coin operated or credit card operated telecommunication devices located in their common area. Such applications shall be filed with the Office of Permits within 90 days of the effective date of this ordinance.

8:27-3 - Nature of Application

The application shall designate the exact location of the communication device or devices in the common area and shall designate with particularity where the common area is located in regard to the building whether inside or outside of the building, and if inside the building on what floor.

8:27-4 - Inspection

Upon receipt of the completed application and any fee that is to be charged the Director of the Department of Land Use Control

shall require an inspector from his department to inspect the common area where the device is to be installed so as to ascertain if there are any health, housing, zoning or other ordinance or statutory violations that would create a threat to the health and welfare of the community if not abated prior to the installation of the applicant's communicative device.

8:27-5 -Determination by Director

After considering the application and the report of the inspector, the Director of the Department of Land Use Control shall determine whether the installation of any telecommunication device represents a threat to the health and welfare of the public. If he finds that a threat to the health and welfare exists he may after a hearing with the applicant deny the application or suspend granting the application until any violations that have been discovered in the common areas have been abated. The determination of the Director may be appealed to the Superior Court of New Jersey.

8:27-6 - Fees

The fee for each permit shall be \$25.00

8:27-7 - Violation

Any owner or manager of a common area who allows or permits a coin or credit card operated telecommunication device to be used without the permit as referred to herein, shall be in violation of this ordinance.

8:27-8 - Penalty

Any one found to be in violation of this ordinance shall be subject to a fine of at least \$100.00 but not any more than \$1,000.00 for each day that they are found in violation of this ordinance and may be subject to imprisonment for not more than 60 days or to a period of community service for a period of not more than 60 days or both.

Section 2. Any ordinance or part thereof inconsistent with the provisions herein be and are hereby repealed.

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Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This ordinance will establish a process for requiring an inspection of locations where coin operated pay phones are to be installed to insure that the installation of such phones does not create a threat to the health and welfare of the community.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-4, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulation on Washington Place.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-4, Parking Limited to One Hour, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Washington Place:

North side, from Broad Street to Washington Street.

From 9:30 a.m. to 3:30 p.m., Monday through Friday

South side, from Broad Street to Halsey Street

From 9:30 a.m. to 3:30 p.m., Monday through Friday

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. This ordinance does not require approval of the Commissioner of Transportation.

STATEMENT: This ordinance will allow vehicles to park for one hour on a portion of Washington Place, Monday through Friday.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor" (6-S & F-d) adopted May 4, 1977, and amendments thereto (To create the title of Senior Graphic Artist and to abolish the title of Design and Production Supervisor in the Department of Administration).

(Creating new title and abolishing old in Department of Administration in accordance with title standardization of New Jersey Department of Personnel. No change in salary. Represented by Newark Council 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 (g) of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 and amendments thereto, be amended by creating the following title:

(g) DEPARTMENT OF ADMINISTRATION

POSITION

Senior Graphic Artist 1 1/1/91 \$34,200.66 - \$41,187.02
3346 (35 Hrs.)

SECTION 2. Section 1 (g) of the aforementioned ordinance be further amended by abolishing the following title:

(g) DEPARTMENT OF ADMINISTRATION

POSITION

Design and Production Supervisor
A689 (35 Hrs.)

SECTION 3. All prior ordinance or parts of prior ordinance which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance will replace a non-standard title with a New Jersey Department of Personnel approved title.

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President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development and establishing salaries therefor" (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Housing Development Analyst and to abolish the title of Senior Housing Development Specialist in the Department of Development).
(Creating new title and abolishing old in Department of Development in accordance with title standardization of New Jersey Department of Personnel. No change in salary. Represented by Newark Council 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating the positions in the Department of Development" (6S&FZ) adopted July 16, 1986 as amended and supplemented be amended to create the following title:

POSITION

Housing Development Analyst (1) 1/1/91 \$32,397.67 - \$39,014.28
2066 (35 Hrs.)

SECTION 2. Section 1 of an aforementioned ordinance be further amended to abolish the following title:

POSITION

Senior Housing Development Specialist
A512 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance will replace a non-standard title with a New Jersey Department of Personnel approved title.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the purchase of the Tennis Facility located on a portion of 417-459 Martin Luther King, Jr. Boulevard for the sum of \$50,000. from the New Jersey Tennis and Sports Foundation, Inc.; pursuant to N.J.S.A. 40A:12-5(a)(1).

WHEREAS, the New Jersey Tennis and Sports Foundation, Inc. is the current owner of the tennis facility, located at 417-459 Martin Luther King Jr. Boulevard consisting of four tennis courts, nets, a 45' x 115' air structure, two inflation units, lights and heating equipment; and

WHEREAS, the cost to construct the facility and its value is in excess of \$350,000.00; and

WHEREAS, the City of Newark is desirous of purchasing the tennis facility from the New Jersey Tennis and Sports Foundation, Inc. for the sum of \$50,000.00.

NOW BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the tennis facility located on a portion of Block 378, Lot 1 on the Official Tax Maps of the City of Newark, commonly known as 417-459 Martin Luther King Jr. Boulevard is needed for recreational purposes.

Section 2. That the facility consists of four (4) tennis courts, nets, a 45' x 115' air structure, lights, inflation units and heating equipment.

Section 3. That the interest in the tennis facility be purchased by the City of Newark from New Jersey Sports and Tennis Foundation, Inc., (owner), for the sum of Fifty Thousand Dollars (\$50,000.00), pursuant to N.J.S.A. 40A:12-5(a)(1).

Section 4. That the Director of Finance be and is hereby authorized to pay said amount of Fifty Thousand Dollars (\$50,000.00) to New Jersey Sports and Tennis Foundation, Inc., (owner), for the above described property.

Section 5. That the Mayor is hereby authorized to execute a contract for the purchase of the tennis facility in the form attached hereto as exhibit A and other documents deemed necessary and proper by the Corporation Counsel.

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Section 6. That a copy of the executed contract and other related documents shall be placed on file in the Office of the City Clerk.

Section 7. A certification of funds from the Comptroller is attached hereto.

Section 8. This Ordinance shall take effect upon publication and final passage in accordance with the laws of the State of New Jersey.

STATEMENT OF PURPOSE - This Ordinance authorizes the purchase of the tennis facility located on a portion of the property located at 417-459 Dr. Martin Luther King Jr. Boulevard for the sum of \$50,000.00.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, Rice, President Tucker.

Not Voting: Council Member Harris.

Absent: Council Member Villani.

President Tucker: The yeses are seven, the noes are one and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, An Ordinance creating positions in the Department of Police and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977, and amendments thereto (To adjust salary for the Police Director).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An Ordinance creating positions in the Police Department, and establishing salaries therefor," adopted May 4, 1977 (6S&Fk) and amendments thereto, be and the same is hereby amended to adjust the salary for the Police Director as follows, to wit:

| <u>POSITION</u> | <u>EFFECTIVE</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|-------------------------|------------------|----------------------------------|----------------------------------|
| Police Director 7240 | 7-1-91 | \$ 85,000.00 | \$ 85,000.00 |

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in such position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a forty (40) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance provides for a salary adjustment in the amount of nine percent (9%) for July 1, 1991.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To create certain position titles and to abolish others in the Department of General Services)

(Creates 9 titles; abolishes 15 titles)

(Ordinance restructures table of organization in order to effectuate economies in Department of General Services. Represented by various collective bargaining units)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an "Ordinance creating positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 as amended and supplemented be amended to create the following titles:

POSITION

| | | | |
|---|---|------------------|--|
| Account Clerk (Part Time) 0001 (20 Hrs.) | 1 | 1/1/91 | \$ 8,205.60-\$ 9,765.60 |
| Carpenter (Part Time) 0970 (20 Hrs.) | 1 | 1/1/91 1/1/92 | \$16,452.80-\$17,295.20-\$17,836.00 17,275.18- 18,159.96- 18,727.80 |

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POSITION

| | | | |
|---|---|------------------|--|
| Electrician (Part Time) 1706 (20 Hrs.) | 1 | 1/1/91 1/1/92 | 16,452.80- 17,295.20- 17,836.00 17,275.18- 18,159.96- 18,727.80 |
| Maintenance Supervisor 2387 (40 Hrs.) | 1 | 1/1/90 | 19,028.48- 23,127.53 |
| Project Coordinator, Construction 2883 (35 Hours) | 1 | 1/1/91 | 33,932.98- 40,880.22 |
| Senior Carpenter 5009 (35 Hrs.) | 1 | 1/1/91 1/1/92 | 30,776.78- 32,106.09- 32,903.67 32,315.62- 33,711.39- 34,548.85 |
| Senior Electrician 3308 (35 Hrs.) | 1 | 1/1/91 1/1/92 | 30,776.78- 32,106.09- 32,903.67 32,315.62- 33,711.39- 34,548.85 |
| Senior Painter 3488 (35 Hrs.) | 1 | 1/1/91 1/1/92 | 28,743.59- 30,566.39- 31,329.52 30,180.77- 32,094.71- 32,896.00 |
| Senior Park Caretaker 3489 (40 Hrs.) | 1 | 1/1/91 1/1/92 | \$8.10 - \$8.74 - \$ 9.57 8.51 - 9.18 - 10.05 |

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following titles:

POSITION

Architectural Draftsman
0278 (35 Hrs.)

Assistant Supervising Carpenter
6601 (35 Hrs.)

Assistant Supervising Electrician
6608 (35 Hrs.)

Elevator Operator
1721 (35 Hrs.)

Locksmith
2314 (35 Hrs.)

Messenger
2499 (35 Hrs.)

Principal Drafting Technician
6561 (35 Hrs.)

Project Coordinator, Department of General Services
A267 (35 Hrs.)

Supervising Carpenter
6600 (35 Hrs.)

Supervising Clerk, Stenographer
3862 (35 Hrs.)

Supervising Electrician
6605 (35 Hrs.)

Supervisor of Motor Vehicle Accounts
A033 (35 Hrs.)

Supervisor of Telephone Systems
4080 (35 Hrs.)

Telephone Operator
4145 (35 Hrs.)

POSITION

Watchman
A059 (40 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance restructures the table of organization in the Department of General Services in order to effectuate economies in the Department.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of the premises commonly known as 423, 425, 427, 429, 433, 435, 437 South 15th Street (Tax Block 319, Lots 43, 44, 45, 46, 48, 49 and 50, respectively), Newark, New Jersey to the Newark Pre-School Council, Inc., pursuant to the provisions of N.J.S.A. 40A:12-21(k). (West Ward)

WHEREAS, the City of Newark has determined that 423, 425, 427, 429, 433, 435, 437 South 15th Street (Tax Block 319, Lots 43, 44, 45, 46, 48, 49, and 50, respectively) are city owned properties located within the West Ward that are not needed for municipal purposes; and

WHEREAS, The Newark Pre-School Council, Inc., a duly incorporated nonprofit organization of the State of New Jersey, having its offices at Ten Park Place, Newark, New Jersey 07102 has submitted a proposal (attached as Exhibit A) to the Department of Development to undertake the redevelopment of 423-437 South 15th Street (Tax Block 319, Lots 43, 44, 45, 46, 48, 49, and 50, respectively) as a full-day pre-school center for the purpose of providing young children of the City of Newark with day care, educational, recreational, health, nutritional and social services; and

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WHEREAS, the City of Newark, pursuant to the statutory authority provided in N.J.S.A. 40A:12-21(k), may authorize a private sale and conveyance of city owned property not needed for municipal uses for nominal consideration to any duly incorporated nonprofit organization for the purpose of providing the youth of the municipality with educational, recreational, medical or social services; and

WHEREAS, a preliminary investigation indicates that The Newark Pre-School Council, Inc. possesses the proper qualifications, financial resources and other necessary capacity to acquire and develop the project area in accordance with all appropriate state laws, municipal ordinances and regulations promulgated therewith; and

WHEREAS, the Department of Development has concluded that the proposed project is consistent with the city's redevelopment plans and projections for the area and submits The Newark Pre-School Council, Inc.'s proposal to the Municipal Council for its review and approval.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The premises commonly known as 423, 425, 427, 429, 433, 435, 437 South 15th Street (Tax Block 319, Lots 43, 44, 45, 46, 48, 49, and 50, respectively) on the Official Tax Map and Tax Duplicate (year 1991) of the City of Newark, New Jersey are not needed for public purposes by the City of Newark.

2. The premises commonly known as 423, 425, 427, 429, 433, 435, 437 South 15th Street (Tax Block 319, Lots 43, 44, 45, 46, 48, 49, and 50, respectively) shall be sold to The Newark Pre-School Council, Inc., a nonprofit corporation of the State of New Jersey by private sale for the total amount of Five Hundred Dollars (\$500.00) pursuant to the provisions of N.J.S.A. 40A:12-21(k).

3. The Director of the Department of Development shall be authorized to execute a Contract and Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and acknowledged by the City Clerk with limitations as provided by statute.

4. Construction of the proposed facility shall be completed by September 30, 1992, or title shall revert to the City of Newark.

4. A copy of the executed deed and contract shall be placed on file in the Office of the City Clerk and in the Law Department.

5. This ordinance shall take effect upon publication and passage according to law.

STATEMENT

Passage of this ordinance will permit the City of Newark to sell property located in the West Ward to a nonprofit developer to build and operate a day care facility.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertise in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance ratifying and authorizing the execution of a lease Agreement between the Salvation Army, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 138 Clifford Street, Block 972, Lot 25, for the sum of \$15,564. per year for a period of twelve months. (East Ward)

WHEREAS, the premises commonly known as 138 Clifford Street, Block 972, Lot 25, on the Official Tax Maps and Tax Duplicate (year 1990) of the City of Newark, New Jersey, is needed for public purposes; and,

WHEREAS, the City of Newark, Tenant, and the Salvation Army, Landlord, desire to enter into a lease agreement for the premises, commonly known as 138 Clifford Street, Block 972, Lot 25, for a period beginning January 1, 1991 and ending December 31, 1991 for the sum of \$15,564.00.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with the Salvation Army, Landlord, for the leasing of the premises, commonly known as 138 Clifford Street, Block 972, Lot 25, pursuant to N.J.S.A. 40A:12-15, for the period of January 1, 1991 through December 31, 1991.

Section 2. The Municipal Council of the City of Newark hereby ratifies the lease agreement between the City of Newark, Tenant, and the Salvation Army, Landlord, for the leasing of the premises, commonly known as 138 Clifford Street, Block 972, Lot 25, for the period beginning January 1, 1991 to the adoption of this Ordinance.

Section 3. The City of Newark shall, as a consideration for said lease agreement, pay the owner the total sum of \$15,564.00 in equal monthly installments of \$1,297.00, for the term of the lease, beginning January 1, 1991 and ending December 31, 1991.

Section 4. A copy of the lease agreement is attached hereto and made part hereof.

Section 5. A copy of this lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

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Section 7. Attached hereto are Certifications from the Municipal comptroller amounting to \$7,782.00 which represents the amount encumbered from the 1991 Temporary Budget through June 30, 1991. No funds will be expended under the Contract in excess of \$7,782.00 unless and until there is received from the Municipal Comptroller a Certification indicating that funds have been appropriated for the balance of the Contract.

Statement:

Passage of this Ordinance will ratify and authorize a lease agreement between the City of Newark, Tenant, and the Salvation Army, Landlord, for utilization of 138 Clifford Street as the Ironbound Senior Citizen Center. The period of the lease agreement will be from January 1, 1991 through December 31, 1991 and the total consideration for said period shall be \$15,564.00.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Hearings of Citizens.

- 6-HC-a. MR. EMORY P. PEARCE, 105 SOUTH 7TH STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to numerous conditions including but not limited to lack of police visibility, drugs, loitering, noise pollution, and car theft in his area.
- 6-HC-b. MR. WILLIAM WALLACE, 789 SOUTH 18TH STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to several aspects of Government.
- 6-HC-c. MS. GLORIA L. WESTRY, 18-D HARTFORD STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to involving teenagers in different activities.
- 6-HC-d. MR. JAMES A. SOUDER, 893 BROADWAY, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to problems in City Schools.

Council Member Harris requested, through the Chair, that a verbatim transcript of Mr. Souder, remarks be forwarded to President Simmons, Newark Board of Education and Executive Superintendent Campbell, Newark Board of Education for their attention and necessary action.

A motion to permit Mr. Amiri Baraka to be heard under "Hearings of Citizens" was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

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July 3, 1991

6-HC-e.

MR. AMIRI BARAKA, 808 S. 10TH STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council regarding ideas and proposals for work and recreational programs for the City's youth.

Council Member Rice through the chair directed the City Clerk to invite Mr. Baraka to meet with the Municipal Council at their special pre-meeting conference July 9, 1991 to present his proposal.

A motion to consider Resolution 7-R-de(A.S.) at this time was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-de.
(A.S.)

Resolution amending Resolution 7-R-j, February 15, 1984, Tax Abatement for Edward J. Haefeli Urban Renewal Developer by changing property formerly known as Block 5060, Lot 153 to Block 5060, Lot 153.02 as result of sub-division of Lot 153 into three separate lots and removal of two (2) of the sub-divided lots from project (414-462 Avenue P); further, the entity shall pay all outstanding taxes, water and sewer charges, remitting \$57,018.32 of land tax credits for sub-divided lots and submit certified financial statement for year 1990 and make payment of application fee within 20days from adoption of this resolution.

A motion to amend the resolution by adding thereto "the Entity acknowledges and agrees that in addition to the payment of the annual service it shall be required to pay an annual administrative fee to the City. The annual administrative fee shall be 2.5% of the annual service charge payable and due on or before December 31st of each year," was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, President Tucker.

No: Council Member Martinez.

Absent: Council Member Villani.

A motion to adopt the resolution, as amended, was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, President Tucker.

No: Council Member Martinez.

Absent: Council Member Villani.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

-R-a.

Resolution authorizing Mayor and Director of Engineering to execute contract with Aerial Data Reduction Associates, Inc., 9285 Commerce Highway, Pennsauken, New Jersey 08110, for Aerial Data Reduction Photography, for phase 3 of Tax Mapping, project shall be completed by June 30, 1992, for total sum of \$1,325,000.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project, in net amount not to exceed additional \$9,200., funds provided in 1989 Capital Budget. (Contract awarded as an exemption in accordance with N.J.S.A. 40A:11-5(1)(d) of the Local Public Contracts Law because the service will be performed for the furnishing of Tax Maps and bids are not required)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by deleting therefrom Change Order in amount of \$9,200. was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, President Tucker.

No: Council Member Martinez.

Absent: Council Member Villani.

A motion to adopt the resolution as amended, was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by

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the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice,
President Tucker.

No: Council Member Martinez.

Absent: Council Member Villani.

- 7-R-b.** Resolution authorizing Business Administrator to enter into contract with United Community Corporation, 31 Fulton Street, Newark, New Jersey 07102, only responsible bid received, to Provide Temporary Shelter and Food for the Homeless, for period May 1, 1991 to April 30, 1992, contract shall not exceed \$100,000. which has been encumbered in 1991 budget of Department of Health and Human Services.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez,
Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-c.** Resolution ratifying and authorizing Business Administrator to enter into contract with Ebon Services International Inc., 19 Meeker Avenue, Newark, New Jersey 07114, for Part A, in amount of \$300,000., and Lisbon Cleaning Inc., 182 Delancy Street, Newark, New Jersey 07105, for Part B, in amount of \$300,000., lowest responsible bids received, to Provide Janitorial Maintenance Services, for period May 1, 1991 to April 30, 1992, total amount not to exceed \$600,000.; funds available in Department of General Services, Division of Public Buildings.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez,
Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-d.** Resolution authorizing Mayor and Director of Development to enter into contract with Unified Vailsburg Services Organization Inc., a New Jersey Non-Profit Corporation, for period of 12 months from date of contract execution, for purpose of rehabilitating 37-39 Isabella Avenue, for sale to moderate income family as defined by Metropolitan Statistical Analysis; agency shall receive \$63,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez,
Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-e.** Resolution authorizing Mayor and Director of Development to accept grant from New Jersey Department of Community Affairs/Neighborhood Preservation Balanced Housing Program, for Victory Gardens Project, in amount of \$1,566,510. for 90 units of low and moderate housing to be located on Blocks 2606, 2609 and 2610.
(Central Ward)
(Site One - bordering 18th Avenue on the North, Bergen Street on the East and Winans Avenue on the South Westerly Side)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez,
Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-f.** Resolution authorizing Mayor and Director of Development to accept grant from New Jersey Department of Community Affairs/Neighborhood Preservation Balanced Housing Program, for Newark Apartment Improvement Program, in amount of \$207,555., for 16 affordable rental units.
(160 Schuyler Avenue - South Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-g.

Resolution authorizing Mayor and Director of Development to apply for grant from New Jersey Department of Community Affairs/Neighborhood Preservation Balanced Housing Program, in amount of \$293,700., for St. James Square Housing Corporation for construction of 22 low rental units in lower North Ward, Block 523, between Broad Street and Third Avenue.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-h.

Resolution amending Resolution 7-R-a, January 9, 1991, Grant with United States Department of Housing and Urban Development (HUD), until completion of all closeout procedures and final settlement, \$3 million, to partially finance the rehabilitation of an approximately 670,000 square foot building located at 153 Halsey Street by substituting Exhibits A through F; by making corresponding changes in contract authorized by Resolution 7-R-a, January 9, 1991, with the City, Newark Economic Development Corporation and the Developer, 153 Halsey Urban Renewal Corporation, to acknowledge and approve certain revisions to the terms of the first mortgage financing of Developer...further authorizing second amended transfer of Funds Agreement, attested by City Clerk, with Newark Economic Development Corporation and 153 Halsey Urban Renewal Corporation, for purpose of transferring grant funds to Newark Economic Development Corporation Financial Management Corporation.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Executive Director Faiella Newark Economic Development Corporation and Representatives from Hartz Mountain met with the Council July 2, 1991.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-i.

Resolution authorizing Director of Development to enter into Installment Agreements with "Occupants of Record", indicated on annexed list for amounts shown thereon; total arrearage sum due shall be made in substantially equal monthly installments over period not to exceed three years; current monthly charges shall be paid concurrently with monthly installments. (In accordance with ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-j.

Resolution authorizing Mayor and Director of Engineering to execute contract with Mikesell & Associates, 2 Washington Place, Newark, New Jersey 07102, for Professional Architectural Consulting Services to conduct City Wide Roof Survey, for total sum of \$104,000.; project shall be completed within 150 days of Notice to Proceed; further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in amount not to exceed an additional \$9,200. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by deleting therefrom Change Order in amount of \$9,200. was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Carrino.
Absent: Council Member Villani.

A motion to adopt the resolution as amended, was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Carrino.
Absent: Council Member Villani.

7-R-k.

Resolution authorizing Mayor and Director of Engineering to execute Contract 91-01, Street Sweeping Contract for approximately 33% of City of Newark with DeJana Industries, Inc., 138 Shore Road, Port Washington, New York 11050, lowest responsible bid submitted, for five year period; \$5,000. appropriated in temporary budget; funds for 1991 project to be provided in 1991 Operating Budget; as multi-year contract, this contract subject to availability and appropriation of sufficient funds required to meet extended obligation.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, July 9, 1991, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, further directing the City Clerk to invite Business Administrator Monteilh and Director of Department of Engineering Zach was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-l.

Resolution authorizing Director of Engineering to accept \$5,700. as full settlement of demolition lien against 12 Scott Street, Block 885, Lot 2 and effectuate release of this lien upon receipt of these monies; fire partially destroyed home of Lois Burkes; settlement represents a 75% collection rate on uncollectible debt and approximately \$1,000. out of pocket money from owner.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-m.

Resolution amending Resolution 7-R-e, April 3, 1991, agreement with Nimco Shredding Company, for sale of white goods and metallic scrap materials collected by City recycling collection program, for term of one year; by changing sum City will receive from \$34. per ton to \$40. per ton. (Amended contract awarded without competitive bidding as permitted by State of Mandatory Recycling and Source Separation Act of 1987 (P.L. 1987, c. 102))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-n.

Resolution amending Resolution 7-R-g, April 3, 1991, agreement with Balemec Recycling Metals Incorporated, for sale of white goods and metallic scrap materials collected by City recycling collection program, for term of one year; by changing sum City will receive from \$34. per ton to \$42.50 per ton. (Amended contract awarded without competitive bidding as permitted by State of Mandatory Recycling and Source Separation Act of 1987 (P.L. 1987, c. 102))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-o.

Resolution authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with The Apostles' House, 16-24 Grant Street, Newark, New Jersey, for purpose of operation and rehabilitation of building used as an emergency shelter for homeless population at 28-30 Grant Street, for period August 1, 1991 through July 31, 1992, amount of contract is \$55,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-p.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Newark Emergency Services for Families, 303 Washington Street, Newark, New Jersey, for provision of emergency shelter services to homeless population, for period May 1, 1991 through April 30, 1992; amount of contract is \$41,550.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

-R-q.

Resolution ratifying and authorizing Mayor and Acting Director Health and Human Services to enter into and execute contract with Township of Fairfield, New Jersey, for provision of services provided by a Licensed Health Officer, for period January 1, 1991 through June 30, 1991, for sum not to exceed \$12,000. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh and Acting Director of Health and Human Services Ruffin to meet with the Council at its pre-meeting conference August 6, 1991 was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

-R-r.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to roll-over unobligated funds in amount of \$47,165.-Comic Relief II, \$79,695.-Comic Relief III and accept grant award from Comic Relief IV in amount of \$200,000., totalling \$326,860., for period January 1, 1991 through December 31, 1991, for high quality medical and social services to homeless individuals.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-s.

Resolution amending Resolution 7-R-m, August 1, 1990, to accept funds in amount of \$175,154., (\$548,241-City in-kind matching funds) from New Jersey State Department of Health, Communicable Disease Control Services, for provision of Sexually Transmitted Disease Services, for period July 1, 1990 through June 30, 1991, by including an additional \$4,200., increasing total grant award to \$179,354. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-t.

Resolution authorizing Mayor and Director of Police to apply to New Jersey Department of Law and Public Safety for FY 1991, for a Multi-Jurisdictional Narcotics Task Force Sub-Grant, in amount of \$400,000. to be used for a program of intensified patrols in the Seth Boyden Housing Complex and the Otto Kretschmer Housing Complex in order to prevent the sale and abuse of narcotics; City's participation shall be in-kind services; does not require expenditure of City funds. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-u.

Resolution authorizing Director of Finance to pay sum of \$43,675. to Luther Murphy; \$11,000.-Freeman and Bass, Attorneys for Petitioner, 24 Commerce Street, Newark, New Jersey 07102; \$100.-Samuel L. Pollock, M.D., 24 Commerce Street, Suite 732, Newark, New Jersey 07102; \$125.-Sidney E. Friedman, M.D., 900 Stuyvesant Avenue, Union, New Jersey 07083; \$100.-I. Ahmad, M.D., 50 Park Place, Newark, New Jersey 07102, totalling \$55,000., upon being advised by Corporation Counsel that all necessary documents in discharge of this claim have been executed by petitioner; Luther Murphy, employed as Sanitation Worker suffered effects of cerebral vascular incident; filed compensation claims in Workers' Compensation Court. (Copy of resolution and correspondence submitted to each Member of the Council)

(Assistant Corporation Counsel Pidgeon met with Council July 2, 1991)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-v.

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown, totalling \$121,417.48 for overpayments carried on books and records of Acting Tax Collector by reason of State Board Judgements, Senior Citizen Allowances, Cash Overpayments for years 1986, 1987, 1988, 1989, 1990 and 1991. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-w. Resolution authorizing City Treasurer to issue refund check in amount of \$599.09 to S & R Salaam, c/o Hari G. Ahrens, 76 Sunrise Drive, Gillette, New Jersey 07933, as result of overpayment made due to an error, on water/sewer Account No. 02-086-2850-00, Block 1789, Lot 011, 13 Ferdinand Street.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-x. Resolution authorizing City Treasurer to issue refund check in amount of \$3,983.61 to Sadie Washington, 448 Clinton Place, Newark, New Jersey 07112, as result of overpayment made due to an error, on water/sewer Account No. 05-260-1450-00, Block 3711, Lot 027.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-y. Resolution authorizing Director of Finance to cancel outstanding water/sewer charges, liens, interest and penalties in amount of \$1,096.99 on property known as 562½ So. 18th Street, Block 0341, Lot 057, Account No. 02-104-1610-00, which City has foreclosed pursuant to In Rem Foreclosure.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-z. Resolution authorizing Director of Finance to cancel outstanding water/sewer charges, liens, interest and penalties in amount of \$1,383.62 on property known as 497 Broadway, Block 0619, Lot 021, Account No. 13-656-2650-00, which City has foreclosed pursuant to In Rem Foreclosure.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-ba. Resolution authorizing Director of Finance to cancel \$2,012.77, outstanding water/sewer charges, Liens, interest and penalties on property known as 128 Watson Avenue, Block 3576, Lot 005, Water Account No. 06-305-2000-00., City has foreclosed pursuant to In-Rem Foreclosure.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bb. Resolution authorizing Director of Finance to cancel \$1,322.45, outstanding water/sewer charges, liens, interest and penalties on property known as 12 Shanley Avenue, Block 2626, Lot 054, Water Account No. 04-200-0950-00., City has foreclosed pursuant to In-Rem Foreclosure.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bc. Resolution authorizing Acting Tax Collector to assess lien in amount of \$5,794.40 on property known as 532-36 No. 5th Street, Block 1969, Lot 16, owned by Curtis Wilcher; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bd. Resolution authorizing Acting Tax Collector to assess lien in amount of \$471.89 on property known as 56 Clinton Place, Block 3040, Lot 16, owned by L. & M. Samms; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-be. Resolution authorizing Acting Tax Collector to assess lien in amount of \$8,416.78 on property known as 54-60 Summer Avenue, Block 485, Lot 32, owned by Ralph Serpe; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bf. Resolution authorizing Acting Tax Collector to assess lien in amount of \$758.64 on property known as 385-391 Chancellor Avenue, Block 3734, Lot 56, owned by Nadia Mikail; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-bg. Resolution authorizing Acting Tax Collector to assess lien in amount of \$24,820.58 on property known as 850 Frelinghuysen Avenue, Block 3779, Lot 28, owned by Meyer Steg; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-bh. Resolution authorizing Acting Tax Collector to assess lien in amount of \$2,286., on property known as 210-212 Roseville Avenue, Block 1928, Lot 0025, owned by Carrie Thomas; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-bi. Resolution authorizing Acting Tax Collector to assess lien in amount of \$5,581.84 on property known as 590 So. 12th Street, Block 312, Lot 44, owned by D. Remcharran; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-bj. Resolution authorizing Acting Tax Collector to assess lien in amount of \$1,501.19 on property known as 265 W. 6th Avenue, Block 1929, Lot 29, owned by Leitao Mendez; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-bk. Resolution authorizing Acting Tax Collector to assess lien in amount of \$740.98 on property known as 589 15th Avenue, Block 334, Lot 26, owned by E. and/or G. Oliver; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

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- 7-R-bl. Resolution authorizing Acting Tax Collector to assess lien in amount of \$471.89 on property known as 26 Gladstone Avenue, Block 4003, Lot 38, owned by Mollie & G. Hodges; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bm. Resolution authorizing Acting Tax Collector to assess lien in amount of \$6,142.21 on property known as 259-261 Bergen Street, Block 275, Lot 22-23, owned by New Community Corporation; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bn. Resolution authorizing Acting Tax Collector to assess lien in amount of \$471.34 on property known as 337-41 13th Avenue, Block 1800, Lot 38, owned by Newark Realty Corporation; pursuant to Title 13A, Chapter 7 of the Revised Ordinance of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bo. Resolution authorizing Acting Tax Collector to assess lien in amount of \$1,678.92 on property known as 443-445 4th Avenue, Block 1945.01, Lot 35-36, owned by Ernie Favors; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bp. Resolution authorizing Acting Tax Collector to assess lien in amount of \$2,496.28 on property known as 101 Bragaw Avenue, Block 3065, Lot 21, owned by Milford Matthew; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bq. Resolution authorizing Acting Tax Collector to assess lien in amount of \$471.89 on property known as 42-44 9th Avenue, Block 1857, Lot 3, owned by Louis and Rose Somoza; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-br. Resolution authorizing Acting Tax Collector to assess lien in amount of \$3,763.09 on property known as 8-10 Second Street, Block 1842, Lots 15-17, owned by Maria Fuentes; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bs. Resolution authorizing Acting Tax Collector to assess lien in amount of \$3,353.85 on property known as 167-69 Fairmount Avenue aka 295-301 13th Avenue, Block 258, Lots 47-48, owned by Brad Byers; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bt. Resolution authorizing Acting Tax Collector to assess lien in amount of \$459.84 on property known as 992 So. Orange Avenue, Block 4114, Lot 06, owned by W. Wharton and M. Joseph; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bu. Resolution authorizing Acting Tax Collector to assess lien in amount of \$2,369.49 on property known as 105-108 Goodwin Avenue, Block 3616, Lots 19-21, owned by Ann Winchester; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bv. Resolution authorizing Acting Tax Collector to assess lien in amount of \$4,922.48 on property known as 153-155 Clinton Avenue, Block 3045, Lot 15, owned by Ivan H. Bristol; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-R-bw. Resolution authorizing Acting Tax Collector to assess lien in amount of \$3,940.40 on property known as 87 Highland Avenue, Block 538, Lot 45, owned by Victoria Urban Renewal; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-R-bx. Resolution authorizing Acting Tax Collector to assess lien in amount of \$2,289., on property known as 545 Sanford Avenue, Block 4120, Lot 21, owned by Ruby King; pursuant to Title 13A, Chapter 7 of the Revised Ordinances of the City of Newark enacted pursuant to N.J.S.A. 40A:48-2.13, et seq. (Clean and Lien Program)**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-R-by. Resolution authorizing Business Administrator to enter into contract with R.M.S. Technologies, Inc., Marlton, New Jersey, lowest responsible bid, for a Facility Management Operation Contract (operational control, maintenance and responsibility for all of the data processing and peripheral equipment provided by City and will provide qualified personnel), in amount of \$5,779,752., for three year period commencing July 1, 1991 to June 30, 1994 (midnight).**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-R-bz. Resolution requesting Director of Local Government Services to approve insertic in 1991 City of Newark Budget, "Miscellaneous Revenue," sum of \$207,555., Neighborhood Preservation Balanced Housing Program, 110 Schuyler Avenue Project.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-ca. **Temporary emergency resolution appropriating \$207,555., Neighborhood Preservation Balanced Housing Program, 110 Schuyler Avenue Project; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-cb. **Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue," sum of \$150,000., Newark Alliance on Substance Abuse.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-cc. **Temporary emergency resolution appropriating \$150,000., Newark Alliance on Substance Abuse; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-cd. **Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue," sum of \$4,200., Sexually Transmitted Disease Health Services.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-ce. **Temporary emergency resolution appropriating \$4,200., Sexually Transmitted Disease Health Services; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-cf. **Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue," sum of \$98,768., Nutrition Project for the Elderly.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

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- 7-R-cg. **Temporary emergency resolution appropriating \$98,768., Nutrition Project for the Elderly; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-ch. **Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue," sum of \$41,862., Meals on Wheels.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-ci. **Temporary emergency resolution appropriating \$41,862., Meals on Wheels; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-cj. **Temporary emergency resolution appropriating \$892,018., Department of Administration, Division of Data Processing, Services by Contract or Agreement-\$884,855., Materials and Supplies \$7,163., totalling \$892.018., said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-ck. **Temporary emergency resolution appropriating \$112,500., Deferred Charges Judgements; said funds shall be provided in 1991 budget. (To provide funds for interest on tax appeals)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-cl. **Resolution establishing Temporary Appropriation for Various Departments and Agencies and Deferred Charges and Statutory Expenditures, Municipal; totalling \$22,286,693.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-cm. Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$4,810,313.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, President Tucker.
No: Council Members Carrino, Martinez, Rice.

Absent: Council Member Villani.

- 7-R-cn. Resolution endorsing the Municipal Council's support of a special project that would provide approximately 420 units of housing for senior citizens and the adult mentally retarded.**
(133 Boyd Street a/k/a 40-17th Avenue - Central Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Branch, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

A motion to reconsider the resolution was made by Council Member Branch, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, Development Director Lucas and Mr. Bennett Herman, Senior Service Housing Corp., Inc. to meet with the Municipal Council at its pre-meeting conference, Tuesday, August 6, 1991 was made by Council Member Branch, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-co. Resolution requesting New Jersey Governor Jim Florio, through the Attorney General's Office, to appoint a Special Prosecutor in the Newark/Hillside Border incident of June 9, 1991, in order to ensure a fair and impartial investigation.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, President Tucker.

No: Council Members Carrino, Martinez.

Absent: Council Member Villani.

7-R-cp-1. Resolution recognizing and commending Adrienne G. McGahee for "Meritorious Community Service".

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cp-2. Resolution recognizing and commending Ms. Maggie Whitner on the convivial occasion of the commemoration of 114 years.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cp-3. Resolution recognizing and commending Butchie Nieves, Kenny Hubbard, Raymond Ojeda and Ruben Camacho for displaying exemplary gallantry and valor.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cp-4. Resolution recognizing and commending The Hispanic American United Council of Essex County on the distinguished occasion of its first annual swearing in ceremony for newly elected Board Members.

A motion to adopt the resolution was made by Council Member Carrino, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cp-5. Resolution recognizing and commending Police Officers Victor Cugliari and Diana Figueroa-Wyche of the Newark Police Department for assisting in the apprehension and arrest of two graffiti suspects.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cp-6. Resolution recognizing and commending Manuel S. and Manuel M. Pimentel, Arthur and Antonio Pimentel and Estelvino V. Fonseca, of International Florists, Inc.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cp-7. Resolution recognizing and commending Essex County Freeholder Johnny Jones.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cp-8. Resolution recognizing and commending Mr. Bernard Mills of Newark for courage and valor.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cp-9. Resolution wishing Anthony Dente a happy fiftieth birthday.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cp-10.

Resolution recognizing and commending Mary Fredericks for her longtime community service.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cp-11.

Resolution recognizing and commending Mrs. Jennie Thornton on the convivial occasion of her 101st Birthday joyfully celebrated on this date, June 29, 1991.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cp-12.

Resolution recognizing and commending Alice M. Jones on the distinguished occasion of being elected as chairperson of the Chapter I Parent District Advisory Council.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cp-13.

Resolution recognizing and commending the Newark Borinquen Lions Club for its benevolent attributes.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cp-14.

Resolution recognizing and commending the ten candidates of the "Miss Puerto Rico of New Jersey - 1991".

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cp-15.

Resolution recognizing and commending Newark Auxiliary Police Members Darrell Bailey and Robert Johnson for their outstanding Valor.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cp-16.

Resolution recognizing and commending Newark Police Officers Joseph Macchia and John Cantalupo for demonstrating great heroism and courage during the line of duty.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cp-17.

Resolution recognizing and commending New Jersey State Assemblymen Michael Aduato, Willie Brown and Jackie Mattison for exemplary service to the City of Newark.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cq.

Resolution approving Constable Bond in the amount of \$1,000., issued to Joseph Holloway, Sr., as to form, amount and sufficiency.

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-cr. Resolution approving Constable Bond in the amount of \$1,000., issued to Eric Barnes, as to form, amount and sufficiency.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-cs-1. Resolution recognizing and commending the 1991 Puerto Rican Statewide Parade.**
(A.S.)

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-cs-2. Resolution recognizing and commending Mrs. Clarabelle Jackson, native Newarker, for her outstanding contributions to the City of Newark.**
(A.S.)

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-cs-3. Resolution recognizing and commending the Honorable Thurgood Marshall, noted civil rights leader and former director of the NAACP Legal Service Defense and Educational Fund, on the esteem occasion of his retirement after 24 years of faithful and dedicated service as the first African-American to sit on the United States Supreme Court.**
(A.S.)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-cs-4. Resolution recognizing and commending Mr. Claude R. Jackson for meritorious service towards youth scholarships and community progressiveness.**
(A.S.)

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

**7-R-cs-5.
(A.S.)**

Resolution recognizing and commending Mildred Montero, Reverend Marie Reddick, Janice Brown, Ellen Blount and Darius Webster on the distinguished occasion of their election to the Chapter 1 Executive Board.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

**7-R-cs-6.
(A.S.)**

Resolution recognizing and commending Raymond Dandridge, Sr. on the occasion of having Thirteenth Street, from Sixteenth Avenue to Eighteenth Avenue designated Raymond Dandridge Sr. Square for ceremonial and honorary purposes.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

**7-R-ct.
(A.S.)**

Temporary emergency resolution appropriating \$30,000., Capital Improvements, Purchase of License; said funds shall be provided in 1991 budget. (Acquisition of Plenary Retail Distribution License No. 0714-44-388-003)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

**7-R-cu.
(A.S.)**

Resolution by the Newark Municipal Council opposing any expansion of the present Resource Recovery Facility.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

**7-R-cv.
(A.S.)**

Resolution approving Constable Bond in the amount of \$1,000., issued to Joseph D'Amico, as to form, amount and sufficiency.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-cw.
(A.S.)** Resolution approving Constable Bond in the amount of \$1,000., issued to Allen Snow, Jr., as to form, amount and sufficiency.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-cx.
(A.S.)** Resolution amending Resolution 7-R-b, September 25, 1990, application for receipt of funds through Job Training Plan under Job Training Partnership Act (JTPA) for Program Year 1990, in amount of \$577,651., by increasing JTPA allocated fund for Reach/JTPA Supplemented by \$50,000., totalling \$627,651. for period July 1, 1990 to June 30, 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-cy.
(A.S.)** Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council, to enter into and execute contract with Digital Solutions, Inc., lowest responsible quote received for Electronic Data Services for the Summer Youth Employment and Training Program, Number PY 91-06-01, for period April 29, 1991 to April 29, 1992, in amount of \$41,205., source of funds - New Jersey Department of Labor, Employment and Training Administration Title 11B, SYETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-cz.
(A.S.)** Temporary emergency resolution appropriating \$8,714,193., Division of Sewers, Passaic Valley Sewerage Commission - \$8,426,360., Joint Meeting Maintenance-\$287,833. totalling \$8,714,193., said funds shall be provided in 1991 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice.

No: Council Members Carrino, Martinez.

Not Voting: President Tucker.

Absent: Council Member Villani.

- 7-R-da.
(A.S.)** Resolution authorizing Mayor and Director of Engineering to execute Contract 91-17, Cleaning and Cement Mortar Lining Water Mains City Wide with Spiniello Construction Co., 35 Airport Road, Morristown, New Jersey 07960, lowest responsible bid submitted, for total amount of \$2,350,000., project should be completed within 180 days of execution of Contract; further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of project in amount not to exceed additional \$9,200.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by deleting therefrom change order in amount of \$9,200. was made by President Tucker, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

A motion to adopt the resolution, as amended, was made by President Tucker, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
Absent: Council Member Villani.

7-R-db.
(A.S.)

Resolution authorizing advertisement and sale of 17 North 7th Street, Block 1874, Lot 44, not needed for governmental purposes, through a lottery drawing pursuant to N.J.S.A. 40A:12-37, for the Urban Homestead Program, on August 12, 1991, in the Division of Property Management, 32 Green Street, Newark, New Jersey. (Minimum purchase price-\$500.; maximum purchase price-\$5,000.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

7-R-dc.
(A.S.)

Resolution accepting bid of Richard V. Jorgensen, d.b.a. Jorgensen's Restaurant, only bid submitted, for leasing of a .86 acre portion of City-owned property known as Block 41, Lots 7 and 18A in Hardyston Township, for a term of two (2) years at \$4,692.60 per year plus taxes, pursuant to resolution 7-R-bi, June 19, 1991. (To be used solely as a parking lot)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

7-R-dd.
(A.S.)

Resolution accepting bid of M V Ordnance Industries, Inc., only bid submitted for leasing of 1 acre portion of City-owned property known as Block 570, Lot 3A in Jefferson Township, for period of two (2) years at rental of \$14,967. per year which will automatically renew with 12% increase in rental amount, pursuant to Resolution 7-R-b, June 5, 1991.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

7-R-de.
(A.S.)

Resolution amending Resolution 7-R-j, February 15, 1984, Tax Abatement for Edward J. Haefeli Urban Renewal Developer by changing property formerly known as Block 5060, Lot 153 to Block 5060, Lot 153.02 as result of sub-division of Lot 153 into three separate lots and removal of two (2) of the sub-divided lots from project (414-462 Avenue P); further, the entity shall pay all outstanding taxes, water and sewer charges, remitting \$57,018.32 of land tax credits for sub-divided lots and submit certified financial statement for year 1990 and make payment of application fee within 20 days from adoption of this resolution.

(For action on this resolution, see page 23, in the minutes of this meeting)

7-R-df.
(A.S.)

Resolution amending the 1991 Capital Budget by amending the appropriation for a certain capital project and adding additional appropriations in the total amount of \$238,839.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-dg.
(A.S.)

Resolution authorizing the Director of Finance of the City to apply to the Local Finance Board for approval of an ordinance entitled: "Bond ordinance reappropriating cash balance from previously adopted bond ordinance No. 6-S & F-k, adopted July 9, 1986 and determining that said appropriation, including bond proceeds, is no longer needed for the purpose set forth in said ordinance and amending said ordinance to reflect the cancellation of said appropriation in the amount of \$238,839., and transferring \$238,839. to the Capital Surplus Fund and appropriating \$238,839. from the Capital Surplus Fund to the purposes set forth herein authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey" in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq., and prior resolutions of the Local Finance Board.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-dh.
(A.S.)

Resolution authorizing Mayor to accept New Jersey Urban Enterprise Zone Authority account funds, in amount of \$120,000., for purchase of 24 hand-held computers for use by police officers in the Urban Enterprise Zone, City required match-\$30,000. for purchase of 6 units of same equipment for same purpose.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-di.
(A.S.)

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds in amount of \$349,822. and enter into contract with United States Department of Health and Human Services, Public Health Service for provision of health care, social services and mental health services to Newark's homeless population, for period May 1, 1991 through April 30, 1992. (Total Federal grant budget-\$349,822., non-federal share-\$174,911., totalling-\$524,733.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-dj.
(A.S.)

Resolution authorizing Corporation Counsel to settle matter of the City of Newark vs. Maurice and Betty Glasser, for sum of \$81,250.; upon receipt of all documents deemed necessary by Corporation Counsel; Department of Development unable to acquire by purchase property located at 55 Beacon Street, Block 238, Lot 11, through negotiations, and Corporation Counsel commenced Condemnation proceedings to acquire same.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-dk.
(A.S.)

Resolution authorizing Corporation Counsel to settle matter of the City of Newark vs. John and Little Gales, for sum of \$123,064; upon receipt of all documents deemed necessary by Corporation Counsel; Department of Development unable to acquire by purchase property located at 44-48 Sixteenth Avenue, Block 297, Lots 1-3, through negotiations, and Corporation Counsel commenced Condemnation proceedings to acquire same.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-dl.
(A.S.)

Resolution authorizing Corporation Counsel to settle matter of the City of Newark vs. Maurice and Betty Glasser, for sum of \$100,000.; upon receipt of all documents deemed necessary by Corporation Counsel; Department of Development unable to acquire by purchase property located at 61 Beacon Street, Block 238, Lot 14, through negotiations, and Corporation Counsel commenced Condemnation proceedings to acquire same.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-dm.
(A.S.)

Resolution authorizing Corporation Counsel to settle matter of the City of Newark vs. Rufus Thompson, for sum of \$102,000.; upon receipt of all documents deemed necessary by Corporation Counsel; Department of Development unable to acquire by purchase property located at 338 Camden Street, Block 297, Lot 28, through negotiations, and Corporation Counsel commenced Condemnation proceedings to acquire same.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

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July 3, 1991

7-R-dn.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with North Ward Center, Inc., lowest responsible quote received for 60 participants in two (2) cycles (30 participants per cycle) of twenty (20 weeks), (500 hours) each, for Employability/Basic Skills Training for Customer Service Training Program, Number PY 91-02-01, for period July 1, 1991 to June 30, 1992, contract shall not exceed \$114,600.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 11A Youth and 11A Adults.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-do.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Careerworks, Inc., lowest responsible quote received, for eighty (80) participants in one (1) cycle of seven (7) weeks, (175 hours), for Curriculum Based Basic Skills/Enrichment/Employability Enhancement Skills Training for the Summer Youth Employment and Training Program, Number PY 91-07-01-C, for period July 1, 1991 to September 27, 1991, contract shall not exceed \$75,200.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title SYETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-dp.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Newark Day Care Center, lowest responsible quote received, for twenty (20) participants in two (2) cycles (10 participants per cycle) of twenty (20) weeks, (300 hours) each, for Child Care/Teacher Aide Training for Older Workers Training Program, Number PY 91-02-01-C, for period July 1, 1991 to June 30, 1992, contract shall not exceed \$40,000.; source of funds New Jersey Department of Labor, Employment and Training Administration, Title 3% Older Workers.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-dq.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Newark Day Center, lowest responsible quote received, for forty-five (45) participants in three (3) cycles (15 participants per cycle) of ten (10) weeks, (300 hours) each, for Child Care/Teacher Aide Training Program, Number PY 91-03-01, for period July 1, 1991 to June 30, 1992, contract shall not exceed \$90,000.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 11A Youth and 11A Adults.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-dr.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Special Audiences, Inc., lowest responsible quote received for twelve (12) participants in one (1) cycle of forty (40 weeks, (400 hours), for Employability/Basic Skills Training for Customer Service Training Program, PY 91-02-01-B, for period July 1, 1991 to June 30, 1992, contract shall not exceed \$48,000.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 11A Youth and 11A Adults.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-ds.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with North Ward Center, lowest responsible quote received, for forty (40) participants in two (2) cycles (20 participants per cycle) of seventeen (17) weeks, (425 hours) each, for Customer Services/Word Processing/Office Skills Training for Older Workers Program, PY 91-02-01-D, for period July 1, 1991 to June 30, 1992, contract shall not exceed \$112,000.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 3% Older Workers.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-dt.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training Administration and Newark Private Industry Council to enter into and execute contract with American Institute of Banking, Garden State Chapter, lowest responsible quote received, for sixty (60) participants in three (3) cycles (20 participants per cycle) of twelve (12) weeks, (360 hours) each, for Banking Office Skills Training Program, Number PY 91-01-01-B, for period July 1, 1991 to June 30, 1992, contract shall not exceed \$139,740.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 11A Youth and 11A Adults.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-du.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Worldwide Educational Services, Inc., lowest responsible quote received, for forty-five (45) participants in one (1) cycle of seven (7) weeks, (175 hours), for 11B/Newspaper Company Simulation Training Program for SYETP, Number PY 91-07-01-B, for period July 1, 1991 to September 27, 1991, contract shall not exceed \$50,985.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title SYEPT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-dv.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Careerworks, Inc., lowest responsible quote received, for forty (40) participants in two (2) cycles (20 participants per cycle) of twelve (12) weeks, (360 hours) each, for Employability/Basic Skills Training for Customer Service Related Occupations Training Program, Number PY 91-02-01-A, for period July 1, 1991 to June 30, 1992, contract shall not exceed \$115,520.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 11A Youth and 11A Adults.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-dw.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Enterprise Development Center, lowest responsible quote received, for ten (10) participants in one (1) cycle of sixteen (16) weeks, (600 hours), for Pre-Employment Entry Level Machinist Training Program, Number PY 91-05-01, for period July 1, 1991 to June 30, 1992, contract shall not exceed \$38,000.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 11A Youth and 11A Adults.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-dx.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Catholic Community Services, lowest responsible quote received, for two hundred and fifty (250) participants in one (1) cycle of seven (7) weeks, for Summer Youth Program for the Handicapped, Number PY 91-08-01, for period July 1, 1991 to September 27, 1991, contract shall not exceed \$276,319.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title SYETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-dy.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Special Audiences-N.J., Inc., lowest responsible quote received, for fifteen (15) participants in one (1) cycle of seven (7) weeks, (175 hours) for Curriculum Based Basic Skills/Youth Employability Enhancement Skills Training for the Summer Youth Employment and Training Program, Number PY 91-07-01-A, for period July 1, 1991 to September 27, 1991, contract shall not exceed \$24,225.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title SYETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-dz.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with International Youth Organization, lowest responsible quote received, for thirty (30) participants in one (1) cycle of seven (7) weeks, (200 hours) for Summer Enrichment Education Development Program, Number PY 91-07-01, for period July 1, 1991 to September 27, 1991, contract shall not exceed \$33,500.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title SYETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-ea.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Work Oriented Rehabilitation Institute, lowest responsible quote received, for one hundred and fifty (150) participants in open entry-open exit (120 adults and 30 youth) 497 to 525 hours) for Employment and Training Services for Former Substance Abusers Training Program, Number PY 91-07-01-F, for period July 1, 1991 to June 30, 1992, contract shall not exceed \$283,800.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 11A Youth and Adults.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-eb.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Goodwill Industries of New Jersey, Inc., lowest responsible quote received, for forty (40) participants in two (2) cycles (20 participants per cycle) of twenty-six (26) weeks, (600 hours) each for Office Skills Training Program, Number PY 91-01-01-A, for period July 1, 1991 to June 30, 1992, contract shall not exceed \$140,500.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 11A Youth and 11A Adults.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-ec.
(A.S.)

Resolution amending Resolution 7-R-t, November 7, 1990, contract with Essex County College, Training Inc., for Clerical and Job Seeking Skills Training, for period November 1, 1990 to June 30, 1991; total amount of contract shall not exceed \$40,638., for 13 participants during one (1) cycle of 15 weeks, by changing ending date to November 1, 1991, increasing amount of contract to \$59,394., changing number of participants to 19; all other provisions of contract shall remain unchanged.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-ed.
(A.S.)

Resolution authorizing President of the Municipal Council, on behalf of the City of Newark, to execute agreement with FARANCZ Painting Conservation Studio, Inc., for purpose of restoring art work and rehabilitating Municipal Council Chamber, at a cost not to exceed \$625,000.; funds shall become available in 1991 budget; all work to be completed within 75 calendar days from date of execution of contract. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Services," pursuant to the provisions of Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i) and Section 5:20-14.2(c) of Local Public Contracts Regulation)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-ee.
(A.S.)

Resolution authorizing Mayor and Acting Director of Health and Human Services to apply for and accept grant funds from New Jersey Department of Community Affairs on behalf of Newark Community School of the Arts, for period January 1, 1992 to December 31, 1992, for Handicapped Person's Recreational Opportunities, in amount of \$29,569., to be matched 5:1 by the Newark Community School of the Arts in amount of \$5,916., totalling \$35,485.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

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July 3, 1991

- 7-R-ef.
(A.S.) Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Newark Public Radio, Inc., to provide quality jazz programming for its residents, in amount of \$19,000., for period July 1, 1991 to September 30, 1991, to be paid from Community Development Administration, Year XVI.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-eg.
(A.S.) Resolution supporting application of Newark Economic Development Corporation in amount of \$45,000. from New Jersey Urban Development Corporation, to determine the feasibility of constructing a trade show and convention center in the City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

MOTIONS.

- 7-M-a. A MOTION SUPPORTING THE NEWARK BOARD OF EDUCATION'S REQUEST FOR DISCRETIONARY FUNDING FOR ITS COMPUTER TECHNOLOGY, STAFF DEVELOPMENT AND AFTER SCHOOL YOUTH DEVELOPMENT PROGRAMS was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-M-b. A MOTION RECOGNIZING AND COMMENDING REPRESENTATIVE DONALD PAYNE FOR BEING HONORED BY PLANNED PARENTHOOD OF ESSEX COUNTY FOR HIS UNSWERVING COMMITMENT TOWARDS THE FAMILY-PLANNING MOVEMENT AND, PARTICULARLY FOR HIS EFFORTS TO REPEAL REGULATIONS WHICH PROHIBIT FEDERAL-FUNDED FAMILY PLANNING CLINICS FROM DISCUSSING ABORTION WITH THEIR PATIENTS was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-M-c. A MOTION RECOGNIZING AND COMMENDING MRS. MARIA MEJIAS HERNANDEZ, ASSISTANT ADMINISTRATIVE ANALYST, RENT CONTROL BOARD, FOR PLAYING AN INTEGRAL, SUPPORTING ROLE IN THE SUCCESS OF THE RECENTLY-HELD 'MISS PUERTO RICO OF NEW JERSEY 1991' PAGEANT was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-M-d. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. KENNETH W. MURRAIN, CHIEF ENGINEER FOR NEWARK'S ROBERT TREAT CENTER-QUALITY INN HOTEL was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-M-e. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MASI BRIGANTI OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Mar Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-f. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF M SHACKLEFORD OF NEWARK was made by Council Member Grant, seconded by Pre and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Mar Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-g. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF M HARRIS OF NEWARK was made by Council Member Grant, seconded by President and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Mar Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-h. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF P JOHNSON OF NEWARK was made by Council Member Grant, seconded by President and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Mar Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-i. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF B. WEBBER, 90, OF NEWARK, NOTED NEWSPAPER JOURNALIST AND EDITOR was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Mar Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-j. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MCCLENDON OF NEWARK, OWNER OF THE GARDEN STATE FUNERAL HOME was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Mar Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-k. A MOTION REQUESTING THAT THE ADMINISTRATION LOOK INTO THE FEASIBILITY OF UTILIZING A VOICE ACTIVATED CODE SYSTEM FOR EMERGENCY CALLS TO THE POLICE DEPARTMENTS IN LIEU OF THE PRESENT 911 CALLING SERVICE was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Mar Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-l. A MOTION REQUESTING THAT MICHELLE RALPH TAYLOR, DIRECTOR OF MOET THE MUNICIPAL COUNCIL WITH A COMPLETE ADDRESS LIST OF ALL ADULT SUPER FIELD REPRESENTATIVES EMPLOYED IN MOET'S 1991 SUMMER PROGRAM was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Mar Rice, President Tucker.
Absent: Council Member Villani.

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- 7-M-u. A MOTION DIRECTING THE CITY CLERK TO INVITE PRESIDING JUDGE MINOR AND THE POLICE DIRECTOR TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE REGARDING ENFORCEMENT OF THE CURFEW ORDINANCE was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
- 7-M-v. A MOTION REQUESTING THAT THE ADMINISTRATION HAVE THE PUBLIC TELEPHONES REMOVED AT THE INTERSECTIONS OF (1) HELLER PARKWAY AND MT. PROSPECT AVENUE AND (2) ADAMS AND DOWNING STREETS DUE TO THE USAGE OF THESE TELEPHONES BY ALLEGED DRUG DEALERS was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
- 7-M-w. A MOTION REQUESTING THE COUNCIL COMMITTEE ON COMMUNICATIONS TO CONVENE A MEETING TO DISCUSS PROPOSED ORDINANCE TO REGULATE THE USE OF PUBLIC TELEPHONES ON STREETS AND SIDEWALKS IN ORDER TO PROTECT THE HEALTH AND WELFARE OF THE COMMUNITY AND TO RESTRICT THE USE OF SAID TELEPHONES BY DRUG DEALERS was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
- 7-M-x. A MOTION REQUESTING THE APPROPRIATE OFFICIALS TO POST 'PARKING FOR AUTHORIZED VEHICLES' SIGNS, IN ACCORDANCE WITH THE PARKING ORDINANCE, IN FRONT OF CITY HALL was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
- 7-M-y. A MOTION REQUESTING THAT THE DIRECTOR OF ENGINEERING DIRECT THE DIVISION OF SANITATION TO CLEAR THE DEBRIS ON SOUTH 12TH STREET BETWEEN SOUTH ORANGE AVENUE AND CENTRAL AVENUE was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
- 7-M-z. A MOTION REQUESTING THAT THE DIRECTOR OF ENGINEERING DIRECT THE DEPARTMENT OF SANITATION TO CLEAN THE VACANT LOTS LOCATED IN THE WEST WARD was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
- 7-M-ba. A MOTION REQUESTING THAT THE DIRECTOR OF LAND USE CONTROL INSPECT THE HOUSE LOCATED ON THE SOUTHWEST CORNER OF NORMAN ROAD AND MT. VERNON PLACE FOR GRASS AND SHRUBS THAT HAVE NOT BEEN CUT was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
- 7-M-bb. A MOTION REQUESTING THAT THE POLICE DIRECTOR HAVE THE MINI POLICE PRECINCT ON SOUTH ORANGE AVENUE INSPECTED FOR EXTERIOR PEELING PAINT was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.

- 7-M-bc.** A MOTION REQUESTING THE DEPARTMENT OF ENVIRONMENTAL PROTECTION CHECK THE PREMISES OF N-S-C POLISHING AND PLATING COMPANY, INC., 242 SOUTH 12TH STREET, NEWARK, NEW JERSEY TO MAKE CERTAIN THAT THE ENVIRONMENTAL PROBLEMS PREVIOUSLY PREVALENT AT THIS OPERATION HAVE BEEN RECTIFIED was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
- 7-M-bd.** A MOTION REQUESTING THAT THE DIRECTOR OF ENGINEERING INITIATE THE NECESSARY ACTION WHICH WILL ENSURE THE INSTALLATION OF TRAFFIC SIGNALS AT THE JUNCTIONS OF SUMMIT STREET AND SUSSEX AVENUE AND SUMMIT STREET AND CENTRAL AVENUE was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
- 7-M-be.** A MOTION RESPECTFULLY REQUESTING THAT THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS PROVIDE THE GOVERNING BODY OF THE CITY OF NEWARK WITH A COPY OF THE CURRENT INCOME GUIDELINES AND AN EXPLANATORY STATEMENT OF THE CRITERIA BEING USED TO DETERMINE ELIGIBILITY FOR THE AFFORDABLE HOUSING PROGRAM was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
- 7-M-bf.** A MOTION REQUESTING THAT THE ADMINISTRATION PROVIDE A STATUS REPORT ON THE GENERAL ELECTRIC BUILDING LOCATED ON SEVENTEENTH AVENUE AND BOYD STREET was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
- 7-M-bg.** A MOTION DIRECTING THE CITY CLERK TO PREPARE RESOLUTION RECOGNIZING AND COMMENDING DETECTIVE JAMES CRAMER OF THE ESSEX COUNTY SHERIFF'S OFFICE ON HIS RECENT ELECTION AS PRESIDENT OF P.B.A. LOCAL 183 was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
- 7-M-bh.** A MOTION DIRECTING THE CITY CLERK TO PREPARE COMMENDATORY RESOLUTION FOR SEVEN POLICE OFFICERS IN THE NARCOTIC'S BUREAU was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
- 7-M-bi.** A MOTION REQUESTING THE STATE LEGISLATORS TO CONSIDER AMENDING THE STATE LAWS SO THAT A BOARD OF SCHOOL ESTIMATE BE REQUIRED WITH BOTH THE APPOINTED AND ELECTED SCHOOL BOARDS was made by Council Member Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.

COMMUNICATIONS AND PETITIONS.

Communications.

- 8-a. The City Clerk Presented Communication from Business Administrator Monteilh, received June 24, 1991, enclosing proposed "Ordinance ratifying and authorizing the execution of a Lease Agreement between the Leaguers, Inc., Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 731 Clinton Avenue, Block 3010, Lot 43, for the sum of \$25,200., per year for a period of twelve months." (South Ward) (January 1, 1991 to December 31, 1991-South Ward Senior Citizen Center)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 8-b. The City Clerk presented Proposed "Ordinance to amend Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Armed Security Guard required, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented: to add a definition of Armed Security Guards to increase the number of units effected by the ordinance and to increase the penalty for a violation to \$1,000."

(Exempts armed security guard service for buildings with less than 225 units)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 8-c. Communication from Business Administrator Monteilh, received July 2, 1991, enclosing proposed, "Ordinance granting five (5) years of Tax Abatement to the owners of the Qualified Residential Structures, more specifically identified on the official tax map as Block 784, Lot 54 more commonly known as 844-846 Lake Street for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (Paul and Anna Maria Scibilia)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-t (A.S.) on pages 8 and 9 in the minutes of this meeting)

- 8-d. Communication from Business Administrator Monteilh, received July 3, 1991, enclosing proposed, "A Bond Ordinance reappropriating cash balances from previously adopted Bond Ordinance 6-S & F-k, adopted July 9, 1986 and determining that said appropriation, including bond proceeds, is no longer needed for the purpose set forth in said ordinance and amending said ordinance to reflect the cancellation of said appropriation in the amount of \$238,839., and transferring \$238,839. to the Capital Surplus Fund and appropriating \$238,839., from the Capital Surplus Fund to the purposes set forth herein authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-p on page 7 in the minutes of this meeting)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

- 9-a. Communication from Business Administrator Monteilh, received June 10, 1991, enclosing proposed, "Ordinance to amend and supplement Title, Businesses and Occupations; Chapter 19, Wreckers; Section 6, Service Rates, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented (By increasing the towing rates from bus lanes; including the same rates for Scofflaw Towing and Towing of Illegally parked cars; and allowing for mileage).
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Assistant Corporation Counsel Mrozik, Purchasing Agent Lucarelli and Lieutenant Charles Dughi, Auto Squad to meet with the Council at its August 6, 1991 pre-meeting conference was made by President Tucker, seconded by Council Member Rice and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from June 10, 1991 to June 26, 1991:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--------------------------------|-----------------------|
| Residents for Community Action | 10385 |
| St. Casimir's School | 10500 |

RAFFLE LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Parents Association of Benedict Elementary School | 10502 |
| National Sorority of Phi Delta Kappa, Inc. | 10503 |

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

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July 3, 1991

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Council Member Villani.

This meeting adjourned at 5:15 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

Newark, New Jersey, July 9, 1991

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A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, 12:02 P.M.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Member Villani.

City Clerk Marasco read letter dated July 5, 1991, from Hon. Donald Tucker, President of the Municipal Council, calling a special meeting of the Municipal Council for Tuesday, July 9, 1991, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, to discuss the following legislation:

Resolution authorizing Mayor and Director of Engineering to execute Contract 91-01, Street Sweeping Contract for approximately 33% of City of Newark with DeJana Industries, Inc., 138 Shore Road, Port Washington, New York 11050, lowest responsible bid submitted, for five year period; \$5,000. appropriated in temporary budget; funds for 1991 project to be provided in 1991 Operating Budget; as multi-year contract, this contract subject to availability and appropriation of sufficient funds required to meet extended obligations. (Resolution 7-R-k, deferred July 3, 1991)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on July 5, 1991, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a. (S)

Resolution authorizing Mayor and Director of Engineering to execute Contract 91-01, Street Sweeping Contract for approximately 33% of City of Newark with DeJana Industries, Inc., 138 Shore Road, Port Washington, New York 11050, lowest responsible bid submitted, for five year period; \$5,000. appropriated in temporary budget; funds for 1991 project to be provided in 1991 Operating Budget; as multi-year contract, this contract subject to availability and appropriation of sufficient funds required to meet extended obligations.

(Copy of resolution submitted to each Member of the Council)

(Director of Engineering Zach met with the Council July 9, 1991)

A motion to amend the resolution by adding thereto, "The City reserves the right to notify the Contractor within 90 days of the end of year three (3) and four (4) respectively as to the City's intention to continue the Contract at the prices bid for years four (4) and five (5), provided the Contractor agrees to the extension, and the City can decide to allow City workers to perform the work instead of the contractor for years four (4) and five (5) or the City can solicit bids for years four (4) and five (5) was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

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July 9, 1991

A motion to adopt the resolution, as amended, was made by President Tucker, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

ADJOURNMENT.

12-a.


A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

This meeting adjourned at 12:02 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

Newark, New Jersey, July 30, 1991

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A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Conference Room, Third Floor, City Hall, Newark, New Jersey, at 10:00 A. M.

City Clerk Marasco called the meeting to order at 4:10 P.M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

City Clerk Marasco read letter dated July 9, 1991, from Council President Tucker, calling for a special meeting of the Municipal Council for Tuesday, July 30, 1991, at 11:00 A.M., or as soon thereafter as practical and other scheduled special meeting dates, in the Council Conference Room, Third Floor, City Hall, Newark, New Jersey, for the purpose of **INTRODUCING AMENDMENTS TO THE 1991 BUDGET, AND TO CONSIDER ANY OTHER RELATED MATTERS.**

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, and by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting together with other scheduled special meeting dates were similarly disseminated on July 9, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco citing the Administrative Code of the City, stated "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence, the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members present select another hour or day.'"

City Clerk Marasco stated this meeting is rescheduled to Wednesday, July 31, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, New Jersey.

This meeting adjourned at 4:11 P.M.

APPROVED:



Robert P. Marasco
City Clerk

Newark, New Jersey, July 31, 1991

An adjourned meeting of a special meeting scheduled for July 30, 1991, of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Third Floor, City Hall, Newark, New Jersey at 12:15 P.M.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Member Villani.

City Clerk Marasco read letter dated July 9, 1991, from Hon. Donald Tucker, President of the Municipal Council, together with other scheduled special meeting dates of the Municipal Council for Tuesday, July 30, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, for the purpose of **INTRODUCING AMENDMENTS TO THE 1991 MUNICIPAL BUDGET, AND TO CONSIDER ANY OTHER RELATED MATTERS.**

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, and by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting together with other scheduled special meeting dates of the Municipal Council were similarly disseminated on July 9, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a. (S) Resolution amending the budget for the year 1991, as approved May 15, 1991.

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Harris.

A lengthy discussion was held by the Members of the Municipal Council.

The motion to adopt the resolution was declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, President Tucker.

No: Council Members Carrino, Martinez, Rice.

Absent: Council Member Villani.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

This meeting adjourned at 1:19 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

Newark, New Jersey, August 7, 1991

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Conference Room, Room 304, Third Floor, City Hall, Newark, New Jersey, at 11:00 A. M.

City Clerk Marasco called the meeting to order at 11:30 A. M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

City Clerk Marasco read letter dated July 9, 1991, from Council President Tucker, calling for a special meeting of the Municipal Council for Wednesday, August 7, 1991, at 11:00 A. M., or as soon thereafter as practical and other scheduled special meeting dates, in the Council Conference Room, Room 304, Third Floor, City Hall, Newark, New Jersey, for the purpose of **Holding a public hearing on the amendments to the 1991 City of Newark Budget and any other related actions deemed necessary including consideration of final adoption of the budget.**

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on July 9, 1991, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco, citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another day or hour.'"

The City Clerk stated this meeting is adjourned to Friday, August 9, 1991, at 11:00 A. M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, New Jersey.

This meeting adjourned at 11:32 P. M.

APPROVED:



Robert P. Marasco
City Clerk

Prior to the regularly scheduled meeting, presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date at 31 Green Street, Municipal Court, Part V, Third Floor, Newark, New Jersey, at 1:15 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Jonah Nixon, Trinity Baptist Church.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Legislative Research Officer Tom Jones, Intergovernmental Liaison Officer Joseph Bradley, Assistant Corporation Counsel Paula Garrick, Public Relations Consultants Delores Wheat, Lois Redisch and Harold Edwards, Lieutenant Angelo Suppa and Lieutenant James Reed, Sergeants-at-Arms.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on August 1, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented **Newark Employees' Retirement System Report on Examination of Accounts for year ended December 31, 1990, issued by External Auditors, Samuel Klein and Company.**

A motion that the Report on Examination of Accounts of the City of Newark Employees' Retirement System be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 4-b. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Public Workshop Meeting, held May 10, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 4-c. The City Clerk presented **Copy of Minutes of Meeting of North Jersey Water Supply Commission, Manaque-South, held May 10, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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August 7, 1991

- 4-d. The City Clerk presented **Copy of Minutes of Meeting of North Jersey Water Supply Commission, Wanaque-North, held May 10, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 4-e. The City Clerk presented **Copy of Minutes of Meeting of Joint Meeting Maintenance, held June 20, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 4-f. The City Clerk presented **1990 Annual Report of Department of Finance.**
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 4-g. The City Clerk presented **Copy of Minutes of Meeting of North Jersey Water Supply Commission, Wanaque-North, held June 21, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 4-h. The City Clerk presented **Copy of Minutes of Meeting of North Jersey Water Supply Commission, Wanaque-South, held June 21, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Tucker called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by designating River Street as a one-way Street.**

(Deleting:

River Street, Westbound, from Raymond Boulevard to McCarter Highway)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-F-b.** The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Jefferson Street and Elm Street. (East Ward)**
 (Jefferson Street and Elm Street: Stop signs shall be installed on all approaches)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-F-c.** The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Ellery Avenue and Sandford Place. (West Ward)**
 (Ellery Avenue and Sandford Place: Stop signs shall be installed on all approaches)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-F-d.** The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Chestnut Street and Adams Street. (East Ward)**
 (Chestnut Street and Adams Street: Stop signs shall be installed on all approaches)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-F-e.** The City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Chestnut Street as a Through Street. (East Ward)**
 (Chestnut Street:
 Between Broad Street and Mulberry Street
 Between McCarter Highway and Adams Street
 Between Adams Street and Denbigh Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-F-f. The City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Jefferson Street as a Through Street.** (East Ward)
 (Jefferson Street:
 Between Elm Street and East Kinney Street
 Between East Kinney Street and Chestnut Street
 Between Chestnut Street and South Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-F-g. The City Clerk read **An ordinance amending Section 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended, by changing parking prohibited at all times on Clinton and Halsey Streets to parking prohibited between the hours of 7 A.M. to 6 P.M. on Clinton and Halsey Streets.**
 (Deleting: Clinton Street, north side, from Broad to Lawrence Street.
 Adding:
 No parking at any time between the hours of 7 A.M. and 6 P.M.
 Clinton Street, north side, from Broad Street to Mulberry Street;
 Halsey Street, between Washington Place and Branford Place, east and west sides).

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani President Tucker.

- 6-F-h. The City Clerk read **A Guaranty Ordinance of the City of Newark, in the County of Essex of the State of New Jersey regarding the payment of the principal of and interest on certain capital equipment program lease revenue bonds of the Essex County Improvement Authority in an aggregate principal amount not exceeding \$6,000,000. for the purpose of providing additional security in connection with the Authority's Capital Equipment Leasing Program.**
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Debt Statement Filed)
 (Verbal approval received from Director of Local Government Services)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 4, 1991.

- 6-F-i. The City Clerk read **An ordinance ratifying and authorizing the execution of a Lease Agreement between the Leaguers, Inc., Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 731 Clinton Avenue, Block 3010, Lot 43, for the sum of \$25,200., per year for a period of twelve months.** (South Ward)
 (January 1, 1991 to December 31, 1991 - South Ward Senior Citizen Center)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 4, 1991.

6-F-j.

The City Clerk read **An ordinance to amend Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Armed Security Guard required, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented: to add a definition of Armed Security Guards to increase the number of units effected by the ordinance and to increase the number of units effected by the ordinance and to increase the penalty for a violation to \$1,000.**

(Exempts armed security guard service for buildings with less than 225 units)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 4, 1991.

A motion to consider Item 8-k on Ordinances on First Reading was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-F-k.

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Principal Auditor in the Department of Finance).**

(Principal Auditor 1 1/1/90 \$25,939.36 - \$31,164.23
(35 Hours))

(Creating new title in Water Accounting and Customer Service. Represented by Newark Council 21, Civil Service Association. Increase will be handled by internal transfer.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Grant and declared adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 4, 1991.

A motion to consider Item 8-m on Ordinances on First Reading was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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6-F-1.

The City Clerk read An ordinance authorizing the Director of Department of Development to acquire privately owned properties within the Old Third Ward Urban Renewal Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

(607-609 Dr. Martin Luther King, Jr. Boulevard, Block 250B, Lot 34)

(Central Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 4, 1991.

A motion to consider Item 8-n on Ordinances on First Reading was made by Council Member Rice, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-F-m.

The City Clerk An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Supervising Code Enforcement Officer in the Department of Health and Human Services).

(Supervising Code (1) 1/1/91 \$30,472.16 - \$37,040.13

Enforcement Officer

(40 Hours))

(Creating new title in Department of Health and Human Services required for supervision of Lead Poisoning Control Inspectors. Funded from grant funds. Represented by A.F.S.C.M.E. Local 2297 (Supervisors)).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 4, 1991.

A motion to consider Item 8-q on Ordinances on First Reading was made by President Tucker, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

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6-F-n.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c), adopted May 4, 1977, as amended and supplemented (To create the titles of Senior Operator, Automated Typewriter and Supervisor of Data Entry Machine Operations and to abolish the title of Administrative Assistant in the Office of the Mayor).

(Senior Operator (1) 1/1/91 \$21,052.06 - \$24,785.53
Automated Typewriter
(35 Hours)

Supervisor of Data Entry
Machine Operations (1) 1/1/91 21,052.06 - 24,785.53
(35 Hours))

(Creating new titles and abolishing old to more appropriately describe duties and responsibilities of employees. Old titles are common titles. Fiscal Impact approximately \$1,500. Represented by Newark Council 21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 4, 1991.

A motion to consider Item 8-s (A.S.) on Ordinances on First Reading was made by Council Member Villani, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

6-F-o.
(A.S.)

The City Clerk read A Bond ordinance providing for the acquisition of computer equipment for the Department of Health and Human Services and appropriating \$1,000,000. therefor and authorizing the issuance of \$950,000. Bonds or Notes of the City for Financing the cost and making the down payment for said improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Debt Statement Filed)

A motion to adopt the ordinance on first reading was made by Council Member Villani, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 4, 1991.

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ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the titles of Account Clerk, Part Time and Clerk Typist, Part Time in the Department of Health and Human Services).

(Creating titles of Account Clerk, Part Time and Clerk Typist, Part Time to enable grant sponsored Nutrition Program for the Elderly to continue with minimal curtailment of services in spite of reduction in funding by Essex County Division on Aging; positions are grant funded. Represented by Newark Council 21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following titles:

POSITION

| | | | |
|--------------------------|---|--------|--------------------------|
| Account Clerk, Part-time | 1 | 1/1/91 | \$8,529.48 - \$10,168.56 |
| 0001 (20 Hrs.) | | | |

| | | | |
|-------------------------|---|--------|--------------------------|
| Clerk Typist, Part-time | 1 | 1/1/91 | \$7,882.20 - \$ 9,375.12 |
| 1268 (20 Hrs.) | | | |

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The ordination of these two (2) part-time titles will enable the grant-sponsored Nutrition Program for the Elderly to continue in spite of a reduction in funding by the Essex County Division on Aging.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Villani, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none, and one absent during roll call. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Chemist, Water Analysis and to abolish the Title of Chemist, Water in the Department of Engineering)

(To create title of Chemist, Water Analysis and abolish title Chemist, Water in Department of Engineering to replace non-standard title with New Jersey Department of Personnel approved title. No salary change. Represented by Newark Council 21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Chemist, Water Analysis 1 1/1/91 \$23,685.34 - \$28,423.70
5152 (35 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Chemist, Water
1003 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance will replace a non-standard title with a New Jersey Department of Personnel approved title.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

August 7, 1991

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance requiring all new employees, both appointed and non-appointed, to undergo mandatory drug testing, administered by a professionally trained, reputable firm hired by the City of Newark, in order to demonstrate the ability to perform their duties without any dependence on illegal substances.

WHEREAS, the City of Newark, New Jersey, has long been concerned about the influx of drugs into this municipality; and

WHEREAS, the widespread reach of drugs as well as other forms of illegal substances have reached epidemic proportions and threatens the health and safety of every citizen in this city; and

WHEREAS, the temptation of using drugs may often overcome the better judgement of individuals; and

WHEREAS, the City of Newark is concerned about the possibility of employees using drugs during and after working hours; and

WHEREAS, the City of Newark requires all of its employees to remain drug free throughout their years of service with the City; and

WHEREAS, the City of Newark is willing to work with all employees who may have fallen victim to drugs;

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. The City of Newark, New Jersey, shall henceforth require all new employees, both appointed and non-appointed, to undergo mandatory drug testing administered by a professionally trained, reputable firm hired by the City of Newark in order to demonstrate the ability to perform their duties without any dependence on illegal substances.

SECTION 2. Definition

A) Controlled dangerous substances means any substance listed in Schedules 1 through V in Sections 5 through 8 of P.L. 1970, C.226 (C:24:21-5 through 24:21-8) and in Section 4 of P.L. 1971, C.3 (24:21-8.1). The term shall not include tobacco, tobacco products, distilled spirits, wine, or malt beverages as they are defined or used in R.S. 33:1-1 et seq.

B) Contractor means any agency designated by the City of Newark to conduct drug screening tests for the purpose of detecting controlled dangerous substances.

C) Drug test means any test administered for the purpose of determining the presence or absence of a controlled dangerous substance in a person's body.

D) Employee means all individuals hired by the City of Newark and those persons, both appointed and non-appointed, receiving promotions.

E) Employee Assistance Program refers to the City's program which is designed to help employees resolve personal problems which have an adverse effect on their job performance.

F) Medical Facility means a laboratory wherein drug tests are conducted on samples.

G) Prescription or Non-Prescription Medication means a drug prescribed for use by a duly licensed physician, dentist or other medical practitioner licensed to issue prescriptions, or drug that is authorized for general distribution and use in the treatment of human diseases, ailments, or injuries, pursuant to the "Federal Food, Drug and Cosmetic Act," 52 Stat. 1040 (21 U.S.C. 301 et seq).

H) Reasonable Suspicion means circumstances that would induce a reasonably intelligent individual to believe that a specific condition, in this case the use of drugs, exists.

SECTION 3. Purpose

It is the responsibility of the City of Newark to ensure that those employees providing services to the citizens of Newark do not indulge in the use or abuse of controlled dangerous substances.

SECTION 4. Controlled Dangerous Substances.

Controlled dangerous substances are classified as any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a depressant effect on the central nervous system.

SECTION 5. Confidentiality

It will be against the City's policy to release information obtained through a drug test except to the Division of Personnel and the new employee or promoted employee. The result of drug test may not be used in any civil or criminal proceeding against the individual who has submitted to the test.

SECTION 6. Contractor

The contractor shall be responsible for performing the urinalysis testing of employees and submitting findings of the same to the City's Division of Personnel.

SECTION 7. Drug Test

All potential hirees as well as those employees receiving promotions with the City of Newark shall be required to submit to a drug test for the purpose of determining the presence or absence in the body of the above mentioned person. An applicant or person receiving promotion who refuses to submit to a drug test shall be denied employment and/or promotion. In the case of a new employee, said test shall be administered immediately prior to the last application procedure before employment is offered to the applicant.

SECTION 8. Employees

It is hereby mandatory for all new employees to under drug testing.

SECTION 9. Employee Assistance Program

Those employees receiving promotions who have tested positive for drugs shall be referred to the City's Employee Assistance Program for consultation.

SECTION 10. Medical Facility

The test required under this legislation shall be provided by the City of Newark which shall enter into contract with approved medical facility to administer the test.

SECTION 11. Prescription or Non-Prescription Medication

Prior to or at the time of the drug test, the hiree or person receiving promotion will be given the opportunity to submit medical documentation to verify the person's use of a prescription or non-prescription medication.

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SECTION 12. Reasonable Suspicion

Directors, Department heads, and Managers who suspect employees of using drugs shall report the name(s) of those person(s) to the City's Department of Personnel which in turn shall monitor the case.

A) The following characteristic and/or factors may be used to form or establish reasonable individualized suspicion as cited above:

1. physical impairment or incapacitation
2. excessive absenteeism
3. chronic lateness
4. deterioration of work habits
5. reduced productivity
6. confidential information concerning illegal drug use
7. uncharacteristic behavior patterns

B) The refusal by an employee to submit to a urinalysis test when so ordered, based on reasonable suspicion, shall be the basis for disciplinary action imposed by the City's Division of Personnel.

SECTION 13. This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This ordinance requires all new employees, both appointed and non-appointed, to undergo mandatory drug testing by a professional, reputable firm hired by the City of Newark.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance requiring employees receiving promotions within the City of Newark, New Jersey, to undergo mandatory drug testing, by a professionally trained reputable firm retained by the City in order to demonstrate the ability to perform their duties without any dependence on illegal substances.

WHEREAS, the City of Newark, New Jersey, has long been concerned about the influx of drugs into this municipality; and

WHEREAS, the widespread reach of drugs as well as other forms of illegal substances have reached epidemic proportions and threatens the health and safety of every citizen in this city; and

WHEREAS, the temptation of using drugs may often overcome the better judgement of individuals; and

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WHEREAS, the City of Newark is concerned about the possibility of employees using drugs during and after working hours; and

WHEREAS, the City of Newark requires all of its employees to remain drug free throughout their years of service with the City; and

WHEREAS, the City of Newark is willing to work with all employees who may have fallen victim to drugs;

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. The City of Newark, New Jersey, shall henceforth require employees receiving promotions to undergo mandatory drug testing by a professionally trained, reputable firm hired by the City of Newark in order to demonstrate the ability to perform their duties without any dependence on illegal substances.

SECTION 2. Definition

A) Controlled dangerous substances means any substance listed in Schedules 1 through V in Sections 5 through 8 of P.L. 1970, C.226 (C:24:21-5 through 24:21-8) and in Section 4 of P.L. 1971, C.3 (24:21-8.1). The term shall not include tobacco, tobacco products, distilled spirits, wine, or malt beverages as they are defined or used in R.S. 33:1-1 et seq.

B) Contractor means any agency designated by the City of Newark to conduct drug screening tests for the purpose of detecting controlled dangerous substances.

C) Drug test means any test administered for the purpose of determining the presence or absence of a controlled dangerous substance in a person's body.

D) Employee means all individuals hired by the City of Newark and those persons, both appointed and non-appointed, receiving promotions.

E) Employee Assistance Program refers to the City's program which is designed to help employees resolve personal problems which have an adverse effect on their job performance.

F) Medical Facility means a laboratory wherein drug tests are conducted on samples.

G) Prescription or Non-Prescription Medication means a drug prescribed for use by a duly licensed physician, dentist or other medical practitioner licensed to issue prescriptions, or drug that is authorized for general distribution and use in the treatment of human diseases, ailments, or injuries, pursuant to the "Federal Food, Drug and Cosmetic Act," 52 Stat. 1040 (21 U.S.C. 301 et seq).

H) Reasonable Suspicion means circumstances that would induce a reasonably intelligent individual to believe that a specific condition, in this case the use of drugs, exists.

SECTION 3. Purpose

It is the responsibility of the City of Newark to ensure that those employees providing services to the citizens of Newark do not indulge in the use or abuse of controlled dangerous substances.

SECTION 4. Controlled Dangerous Substances.

Controlled dangerous substances are classified as any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a depressant effect on the central nervous system.

SECTION 5. Confidentiality

It will be against the City's policy to release information obtained through a drug test except to the Division of Personnel and the new employee or promoted employee. The result of drug test may not be used in any civil or criminal proceeding against the individual who has submitted to the test.

SECTION 6. Contractor

The contractor shall be responsible for performing the urinalysis testing of employees and submitting findings of the same to the City's Division of Personnel.

SECTION 7. Drug Test

All potential hirees as well as those employees receiving promotions with the City of Newark shall be required to submit to a drug test for the purpose of determining the presence or absence in the body of the above mentioned person. An applicant or person receiving promotion who refuses to submit to a drug test shall be denied employment and/or promotion. In the case of a new employee, said test shall be administered immediately prior to the last application procedure before employment is offered to the applicant.

SECTION 8. Employees

It is hereby mandatory for employees receiving promotions to under drug testing.

SECTION 9. Employee Assistance Program

Those employees receiving promotions who have tested positive for drugs shall be referred to the City's Employee Assistance Program for consultation.

SECTION 10. Medical Facility

The test required under this legislation shall be provided by the City of Newark which shall enter into contract with approved medical facility to administer the test.

SECTION 11. Prescription or Non-Prescription Medication

Prior to or at the time of the drug test, the hiree or person receiving promotion will be given the opportunity to submit medical documentation to verify the person's use of a prescription or non-prescription medication.

SECTION 12. Reasonable Suspicion

Directors, Department heads, and Managers who suspect employees of using drugs shall report the name(s) of those person(s) to the City's Department of Personnel which in turn shall monitor the case.

A) The following characteristic and/or factors may be used to form or establish reasonable individualized suspicion as cited above:

1. physical impairment or incapacitation
2. excessive absenteeism
3. chronic lateness
4. deterioration of work habits
5. reduced productivity
6. confidential information concerning illegal drug use
7. uncharacteristic behavior patterns

B) The refusal by an employee to submit to a urinalysis test when so ordered, based on reasonable suspicion, shall be the basis for disciplinary action imposed by the City's Division of Personnel.

SECTION 13. This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This ordinance requires employees receiving promotions to undergo mandatory drug testing by a professional, reputable firm hired by the City of Newark.

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President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Not Voting: Council Member Harris.

President Tucker: The yeses are eight, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 8, Businesses and Occupations, Chapter 11, Public Markets, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented. (By revising the rules and regulations per the operation of Public Markets).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Chapter 11, Public Markets, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, be and is hereby amended and supplemented to read in its entirety as follows:

8:11-1. DEFINITIONS

(a) As used in this Chapter:

(i) **Director** means the Director of the Department of Land Use Control and/or his designee.

(ii) **Issue** means both the initial issuance and/or the renewal of any license or licenses herein, unless otherwise specified.

(iii) **Operate** means to manage, lease, control, direct, co-ordinate, preside over, own, or otherwise establish or maintain any Public Market.

(iv) **Operator** means any person who shall operate a Public Market.

(v) **Owner** means any person who owns, leases, controls, possesses, manages, holds as trustee or bailor, operates, controls, acts as agent for, or otherwise has any legal, equitable or beneficent interest in either any real property upon or within which a Public Market is in any wise situated, existing or operating, or in any Public Market itself.

(vi) **Person** means any natural or legal person, or any business, non-profit, charitable, religious or other type or form of organization or entity of any kind whatsoever, or any group of persons operating as a single organization or entity of any kind whatsoever. This term shall also refer to any government or governmental entity or organization which is liable under this Chapter.

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(vii) Public Market means any place, location, structure or building wherein goods, wares, merchandise, food and/or farm products are sold, offered for sale, bartered, exchanged and/or traded, either wholesale or retail, by 3 or more persons acting independently of each other and/or conducting separate businesses of their own.

(viii) Vendor means any person who sells, offers for sale, barters, exchanges and/or trades, either wholesale or retail, any goods, wares, merchandise, food and/or farm products at any Public Market.

(b) The definitions herein are self-consistent; that is to say, each definition which incorporates a term also herein defined is to be read as incorporating the terms of the other within definition in all cases.

(c) In these definitions, the singular shall include the plural case and the male gender shall include the female gender and the neuter gender may refer to any gender.

8:11-2. LICENSES REQUIRED

(a) No person shall engage, carry on, or otherwise operate a retail or wholesale business, through the use of open space in privately owned, city owned, or otherwise government owned Public Markets, or sell, offer for sale, barter, exchange and/or trade, either wholesale or retail, any goods or services whatsoever, whether as an Operator of, or a Vendor in, a Public Market, without first having obtained a license therefor from the Director.

(b) There are two types of licenses in this Chapter: a Public Market license and a Vendor in a Public Market license (also referred to hereinafter as a "Vendor's license").

8:11-3. OBJECTIONS TO THE ISSUANCE OF LICENSES.

(a) Before a Public Market or Vendor's license can be granted, an application in writing shall be filed with the Director for same. Such applications shall be posted publicly or be available to the public at least thirty (30) days prior to the granting of any such licenses.

(b) Any citizen of the city may file an objection, or objections for cause, in writing, to the granting of any such license, prior to any determination on such; whereupon the Director shall hear the objections and determine whether or not the license may be issued.

(c) Objections for cause, as regards subsection (b) hereinabove, shall include, but not be limited to, nuisance, suspensions, and/or violations of statutes, ordinances and/or rules and regulations by an applicant. Such objections must have a sufficient factual basis for the Director to consider them. No palpably frivolous objections shall be considered by the Director.

(d) The determination of all objections for cause herein shall be made by the Director, upon public notice, as well as direct notice to both the applicant and the objector(s), at an open hearing subject to all relevant administrative laws, ordinances and regulations. The hearing shall be scheduled no less than fourteen (14) nor more than thirty (30) days subsequent to the filing of an objection.

8:11-4. LICENSE REQUIRED OF OPERATOR

(a) No Operator shall establish, maintain or operate a Public Market without first having obtained from the Director a license therefor.

(b) The Owner of any Public Market, or any real property upon which a Public Market is situated, shall be presumed to be the Operator thereof if no other person has obtained a license for the said Public Market.

(c) It is a violation of this ordinance for any Owner to permit his property to be used as a Public Market without first having obtained a license, regardless of whether or not such use was with or without compensation to the Owner. This shall apply equally to all co-Owners.

(d) It is a violation of this ordinance to be an Owner or Operator of a Public Market, or the Owner of the property upon which it is situated, without first having obtained a license.

(e) It shall be presumed that an Owner is aware of, and/or acquiesces in or approves of, any Public Market upon his property, unless such presumption is rebutted by competent evidence.

8:11-5. ISSUANCE OF PUBLIC MARKET LICENSE; FEE; TERM.

(a) The Director is hereby authorized to issue a license to any Public Market. This license shall be applied for by its Operator but shall be individual and separate for each Public Market an Operator may establish or maintain. Such license may be issued upon the payment of a fee of \$500.00 per year and shall expire upon January 1st of each year. The fee shall be payable upon presentation of the application and shall be returned less the sum of \$50.00 in the event the license is not granted.

(b) Each Public Market license may only be issued to one Operator. If an Operator is not a natural person, the Operator must designate a natural person who will be the agent for the service of any process, summons or pleadings upon it.

(c) Prior to the issuance of any Public Market license, the premises upon or within which it is situated shall have a proper Certificate of Occupancy for such Public Market.

(d) No license shall be issued to any Public Market pending the approval of a variance for same which has not yet been granted, or to any Public Market which does not meet all the zoning requirements of its zone.

(e) The person applying for, and receiving the said license shall be deemed the Operator of the Public Market in question for all purposes herein, until and unless a new Operator shall file a notice of change of Operator, signed by both the old and new Operators, with the Director.

(f) Prior to the issuance of any Public Market license, the Director shall review his files for any currently suspended or revoked license existing for the said Operator, and may not issue a Public Market license to any person who currently has had a Public Market license, issued to him as Operator, revoked or suspended.

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**8:11-6. OWNERS & OPERATORS: RULES AND REGULATIONS
AUTHORIZED**

(a) The Director of the Department of Land Use Control is hereby authorized to establish rules and regulations for the regulation and control of Public Markets, and their Owners and/or Operators. A copy of any such rules and regulations issued shall be maintained and kept on file with the Office of the City Clerk.

(b) No license can legally be issued to any Public Market held in any open place unless the premises for which the license is to be issued shall have a fence, wall or other barricade of any conventional fencing or wall-building material. Such fence, wall or barricade shall be at least seven (7) feet high, installed along all property lines, except where the wall of any building situated on the premises abuts a property line or is within six (6") inches of same. Additionally, each entrance or egress through such fence, barricade or wall shall have an appropriate gate, door chain or closing device so as to prevent entrance into the property when not in use.

(c) The Director shall have full authority to revoke any Public Market license for any material falsification therein.

(d) Any Public Market licensee herein, and the Owner of any Public Market's premises, is expressly prohibited from displaying any goods, wares, merchandise or other items for sale upon such fence, wall, barricade or other structure or building which is visible to the public outside the said Public Market.

(e) Any license issued to any Public Market which is not in compliance with all Newark City Ordinances, including, but not limited to, zoning, sales, sanitation, fire and building ordinances may be revoked and/or suspended by the Director, after notice to, and opportunity for, a hearing by the licensee.

(f) No license shall be issued to a Public Market if that Public Market, or its Operator, is then currently in violation of an Newark City Ordinance, including, but not limited to, zoning, sales, sanitation, fire and building ordinances. Any licenses issued in violation of this section, whether inadvertently or not, are void ab initio, after notice to, and opportunity for, a hearing by the licensee.

**8:11-7. ISSUANCE OF VENDOR'S LICENSE FOR A PUBLIC MARKET;
FEE; TERM.**

(a) The Director is hereby authorized to issue a license for a Public Market to any Vendor. This license shall be applied for by the Vendor. Such license may be issued upon the payment of a fee of \$250.00 per year and shall expire one (1) year from the date of issuance. The fee shall be payable upon presentation of the application and shall be returned less the sum of \$25.00 in the event the license is not granted.

(b) Each Vendor's license may only be issued to one Vendor. If a Vendor is not a natural person, the Vendor must designate a natural person who will be the agent for the service of any process, summons or pleadings upon it.

(c) Each Vendor's license for a Public Market issued under this Chapter shall be specific for a particular Public Market and Vendor and may not be transferred to any other Public Market and/or Vendor. No such license shall be granted unless the applying Vendor presents proof of the relevant Public Market's existing license.

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(d) Prior to the issuance of any Vendor's license, the Director shall review his files for any currently suspended or revoked license existing for the said Vendor, and may not issue a Vendor's license to any person who currently has had his Vendor's license revoked or suspended.

(e) No license shall be issued to any Vendor for any Public Market pending the approval of a license or variance for the said Public Market which has not yet been granted.

(f) Vendors are required, as a condition of the granting of a Vendor's license for a Public Market, to comply with all Federal, State and municipal laws, statutes, regulations and ordinances, including, but not limited to, proof of a New Jersey States sales tax ID number.

8:11-8. VENDORS: RULES AND REGULATIONS AUTHORIZED

(a) The Director of the Department of Land Use Control is hereby authorized to establish rules and regulations for the regulation and control of Vendors. A copy of any such rules and regulations issued shall be maintained and kept on file with the Office of the City Clerk.

(b) Any Vendor licensee herein is expressly prohibited from displaying any goods, wares, merchandise or other items for sale upon such fence, wall, barricade or other structure or building which is visible to the public outside the said Public Market.

(c) Any license issued to any Vendor who is not in compliance with all Newark City Ordinances, including, but not limited to, zoning, sales, sanitation, fire and building ordinances, may be revoked and/or suspended by the Director, after notice to, and opportunity for, a hearing by the licensee.

(d) The Director shall have full authority to revoke any Vendor's license for any material falsification therein, after notice to, and opportunity for, a hearing by the licensee.

(e) No Vendor's license shall be issued to an Vendor who is then currently in violation of an Newark City Ordinance, including, but not limited to, zoning, sales, sanitation, fire and building ordinances. Any licenses issued in violation of this section, whether inadvertently or not, are void ab initio, after notice to, and opportunity for, a hearing by the licensee.

8:11-9. CITY OWNED MARKET STALL RENTALS.

No Vendor or other person shall sell, offer for sale, barter, exchange and/or trade, either wholesale or retail, any item, article, thing, good or service of any kind whatsoever, in any part of any city owned Public Market without paying the market rentals thereon as may be from time to time established by the Department of Development, or by city ordinance.

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8:11-10. PENALTY.

Any person who fails to secure a Public Market or Vendor's license, as the case may be, or who violates any provision of this Chapter shall, upon conviction, be subject to any or all of the following penalties:

(a) A fine of not less than \$100.00, and not to exceed \$1,000.00, no part of which may be suspended;

(b) Imprisonment in the county jail for a term not to exceed ninety (90) days;

(c) A period of community service not to exceed ninety (90) days;

(d) Any person who is convicted of violating this ordinance (C.O. 8:11-1 to C.O. 8:11-10, inclusive) within one (1) year of the date of a previous violation of this ordinance and who was fined for the previous violation, shall be sentenced by a court to an additional fine as a repeat offender. The additional fine imposed upon a person for a repeat offense shall not be less than the minimum or exceed the maximum fine fixed for a violation of this ordinance, but shall be calculated separately from the fine imposed for the violation of the ordinance. If the city chooses not to impose an additional fine upon a person for a repeated violation of this ordinance, it may waive such additional fine by ordinance or resolution.

A separate offense shall be deemed to be committed on each and every day a violation occurs or continues.

SECTION 2. If any provision or provisions of this Ordinance, or the application of any provisions to any person or circumstances is declared invalid for any reason, such invalidity shall not affect any other provisions or applications of this Ordinance. To this end, the provisions of this Ordinance are deemed severable.

SECTION 3. This Ordinance shall take effect upon final passage and publication in accordance with the law.

STATEMENT: This ordinance provides a comprehensive plan for addressing the growing problem of public markets in the city.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 5, Amusements and Amusement Businesses, Chapter 2, Coin Operated Amusement Devices, Sections 3, 11, 14, 17 and 25, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented. (Ordinance requires Director to provide licensee with copy of regulations and ordinances governing coin-amusement devices for nominal fee and requires licensee to certify to receipt of same and also restricts coin-operated amusement devices to 1,000 feet of any school and provides for stricter penalties for licenses and distributors who violate said ordinance).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1, Title 5, Amusements and Amusement Businesses, Chapter 2, Coin Operated Amusement Devices, Section 3, Paragraph (a), Application for License; of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, is further amended as follows:

5:2-3 Application for License.

(a) An application for a license required by this chapter shall be made on forms furnished by the Director. The director shall issue all pertinent regulations and ordinances governing said device at a nominal fee for the reproduction of same, and the licensee shall certify on a form provided by the director, that he has received said regulations and ordinances, upon application for a license.

Section 2. Title 5, Amusements and Amusement Businesses, Chapter 2, Coin Operated Amusement Devices, Section 11, Restrictions, paragraph (a), of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, is further amended as follows:

5:2-11 Restrictions.

(a) No coin-operated amusement device shall be licensed, used, placed as or maintained in any location within 1,000 feet of an elementary or secondary school, provided that this restriction shall not apply to the licensing, placing, or maintaining of devices in any establishment licensed under Title 4 of the Revised Ordinances of the City of Newark, where the principle place of business is sale of alcoholic beverages.

Section 3. Title 5, Amusements and Amusement Businesses, Chapter 2, Coin Operated Amusement Devices, Section 14, Automatic Revocation of License; Reinstatement of Applicant; Requirements, paragraph (e), of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, is further amended as follows:

5:2-14 Automatic Revocation of License; Reinstatement of Applicant; Requirements.

(e) Any distributor who delivers or licensee who accepts for delivery a device not licensed in accordance with the procedure set out in this chapter shall be subject to penalty for violation of this chapter.

Section 4. Title 5, Amusements and Amusement Businesses, Chapter 2, Coin Operated Amusement Devices, Section 17, Application for License, paragraph (a), of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, is further amended to read as follows:

5:2-17 Application for License.

(a) An application for a license required by this chapter shall be made on forms furnished by the Director. The director shall issue all pertinent regulations and ordinances governing said coin-amusement devices at a nominal fee for the reproduction of same and the licensee shall certify on a form provided by the director, that he has received said regulations and ordinances, upon application for a license.

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Section 5. Title 5, Amusements and Amusement Businesses, Chapter 2, Coin Operated Amusement Devices, Section 25, Penalty, paragraph (a) and (b), of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, are further amended to read as follows:

5:2-25 Penalty.

(a) Any person who violates any provision of this chapter shall upon conviction thereof be punished by a fine not exceeding \$1,000.00, or imprisonment for a term not exceeding 90 days, or a period of community services not exceeding 90 days. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

(b) In addition to the penalty provided in paragraph (a) of this section, any license or permit issued under this chapter to any person so convicted may be suspended or revoked for one year for the first offense and up to 5 years for the second offense.

Section 6. Any existing ordinance or part thereof which is inconsistent with this ordinance is hereby repealed.

Section 7. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance requires the Director to provide the licensee with a copy of the regulations and ordinances governing coin-amusement devices for a nominal fee and requires the licensee to certify to the receipt of same. In addition, this ordinance restricts coin-operated amusement devices to 1,000 feet of any school and provides for stricter penalties for licensees and distributors who violate said ordinances.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 15, Chapter 14, Section 14, Paragraph (3), Health and Sanitation, of the Revised Ordinances of Newark, New Jersey, 1966, as amended and supplemented. (To require that air conditioning be supplied to tenants from May 15th through September 30th).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 15, Chapter 4, Section 14, paragraph (e), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended to read as follows:

15:4-14 Supplying of Heat and Air Conditioning; Penalty

* * * * *

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(e) Where the owner is obligated to supply air-conditioning, such air-conditioning shall be supplied in every unit of dwelling space and every habitable room therein from May 15th through September 30th regardless of the outside temperature.

* * * * *

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance requires that air-conditioning be supplied to tenants from May 15th through September 30th.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance reappropriating cash balances from previously adopted Bond Ordinance 6-S & F-k, adopted July 9, 1986 and determining that said appropriation, including bond proceeds, is no longer needed for the purpose set forth in said ordinance and amending said ordinance to reflect the cancellation of said appropriation in the amount of \$238,839., and transferring \$238,839. to the Capital Surplus Fund and appropriating \$238,839., from the Capital Surplus Fund to the purposes set forth herein to be authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring) AS FOLLOWS:

Section 1. Pursuant to the Local Bond Law and the Local Budget Law of the State of New Jersey, including N.J.S.A. 40A:2-39, the City of Newark, County of Essex, State of New Jersey (hereinafter the "City") hereby determines that \$238,839 of capital appropriations, including bond proceeds as hereinafter set forth, are not necessary for the purpose set forth in Bond Ordinance No. 6S & FK, adopted July 9, 1986, authorizing said appropriation and that it is in the best interests of the City to reappropriate and use said funds to finance the cost of other purposes for which bonds may be issued. Further, the description and the authorization for the acquisition, construction and/or installation of the project and improvement is hereby amended as set forth hereinafter in Section 2 of this ordinance.

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Section 2. The authorization and appropriation in the amount of \$238,839, including bond proceeds, for the improvement hereinafter set forth is hereby cancelled and transferred to the Capital Surplus Fund (provided said funds are used for another project or projects for which bonds may be issued and used, and as set forth in Section 3 hereof), and the authorization and appropriation set forth in said Section 3 of Bond Ordinance No. 6S & FK is hereby amended as follows:

| <u>Project No.</u> | <u>Project</u> | <u>Total Current Authori- zation</u> | <u>Cash Balance to be Cancelled</u> | <u>Revised Authorization</u> |
|--------------------|--|--------------------------------------|-------------------------------------|------------------------------|
| 86A1 | Rehabilitation of Building on Elizabeth Avenue | \$600,000 | \$238,839 | \$361,161 |

SECTION 3. The City hereby appropriates \$238,839 from the Capital Surplus Fund for the following new projects set forth herein as follows:

| <u>Project No.</u> | <u>Description</u> | <u>Total Appropriation</u> | <u>Useful Life</u> |
|--------------------|--|----------------------------|--------------------|
| 86A7 | Rehabilitation of Police Property Building | \$ 58,839 | 10 |
| 86A8 | Reconstruction of Chemical Lab | \$180,000 | 10 |
| Total | | \$238,839 | |

The description of the projects set forth herein above shall include all accessories, equipment, costs, improvements and appurtenances thereto, and for said projects set forth in this Section 3 the useful life is 10 years.

SECTION 4. No bonds or notes are authorized by this Ordinance, nor are funds from the Capital Improvement Fund or Capital Surplus Fund authorized for down payment purposes for the Projects set forth in Section 3 hereinabove, however the City hereby determines the Projects set forth in Section 3 are purposes for which bonds may be issued.

SECTION 5. The Capital Budget of the City of Newark is hereby amended to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the City Clerk and is available for public inspection.

SECTION 6. The Director of the Department of Finance of the City is hereby authorized to make application to the Local Finance Board of the Department of Community Affairs of the State of New Jersey with respect to this Ordinance.

SECTION 7. To the extent that any previous resolution or ordinance is inconsistent with or contradictory hereto, said resolution or ordinance is hereby repealed or amended to the extent necessary to make it consistent herewith.

SECTION 8. This amendatory bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption.

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STATEMENT

Bond Ordinance cancelling part of the appropriation for Project 86A1 and appropriating said funds, including Bond Proceeds, to New Projects 86A7 and 86A8.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor," (6-S & F-f), adopted May 4, 1977, as amended and supplemented (To adjust the salaries for Aide to Council President and Executive Secretary to Councilman).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor," (6-S & F-f), adopted May 4, 1977, as amended and supplemented be amended to adjust salaries as follows to wit:

| <u>POSITION</u> | <u>EFFECTIVE</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|---|------------------|----------------------------------|----------------------------------|
| Aide to Council (1) President 0237 (35 Hours) | 1/1/89 | \$36,675.62 | \$36,675.62 |
| Executive Secretary to Councilman (9) | 1/1/89 | \$33,733.79 | \$33,733.79 |

Section 2. On January 1, 1990, the above listed salaries shall increase by an additional five percent (5%) over the previous year.

Section 3. On the effective date of this ordinance, the calculation on the above mentioned salaries shall be further adjusted by pro-rating the annual amount on a forty (40) hour work week.

Section 4. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The purpose of this ordinance is to remove the restriction for overtime or compensatory time for the hereinabove titles.

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President Tucker called for those desiring to be heard or the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor," (6-S & F-f), adopted May 4, 1977, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor," (6-S & F-f), adopted May 4, 1977, as amended and supplemented be amended as follows, to wit:

That the President of the Municipal Council may, in writing, designate the title "Aide to the Council President" to be paid at a current annual rate equal to any one of the following unclassified titles under the Municipal Council:

Aide to Council President
Executive Secretary
Aide to Councilman III

Aide to Councilman II
Aide to Councilman I

This designation shall be effective during the term of the Council President making such designation. This designation shall not be construed to increase the number of positions or titles serving under the Municipal Council. This designation shall only be available to the Council Member serving as Council President.

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual salary therefor, which are inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The purpose of this ordinance is to allow the title of Aide to the Council President to be paid at an annual rate equal to the other unclassified titles under the Municipal Council. It does not increase the number of persons serving under the Municipal Council or the budget for same.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor," (6-S & F-f), adopted May 4, 1977, as amended and supplemented (To adjust salary of Legislative Information Specialist).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled "An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977, as amended and supplemented, be amended to adjust salaries as follows, to wit:

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|--|----------------------------------|----------------------------------|
| Legislative Information Specialist, Municipal Council (1) (40 Hours) | \$44,008.54 | \$44,008.54 |

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles in all sections of this ordinance, hours of employment, annual minimum and annual maximum salary ranges therefor, which are inconsistent herewith as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

The purpose of this ordinance is to adjust the salary of the title Legislative Information Specialist, Municipal Council.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-l.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the Qualified Residential Structures, more specifically identified on the official tax map as Block 784, Lot 54, more commonly known as 844-846 Lake Street, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 784, Lot 54 more commonly known as 844-846 Lake Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Paul and Anna Maria Scibilia and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement said total being in the amount of \$1,680.00

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from this obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of a Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the final passage of this Ordinance.

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9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 844-846 Lake Street, Block 784, Lot 54.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 2, Chapter 5, Department of Administration, Article 4, Division of Central Purchase, Subsection 2:5-11(b)(1)(B)(i) and (ii); and 2:5-11(b)(1)(C), Powers and Duties of City Purchasing Agent, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented (To raise the threshold for bidding requirements for public contracts from \$9,200. to \$10,300.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 2, Administration, Chapter 5, Department of Administration, Article 4, Division of Central Purchases, Section 11(b) of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended and supplemented be further amended as follows:

2:5-11 City Purchasing Agent.

(b) Powers and duties.

(1)(B)(i) Have the power to make awards for all purchases, contracts, and agreements for goods, materials, supplies and equipment. In the case of such purchases, contracts and agreements awarded pursuant to this power in excess of \$10,300., the Purchasing Agent shall report such awards to the Municipal Council in the form of a monthly report indicating the date of the award, the name of the contractor, the amount of the award, the term of the contract, and a brief description of the goods, materials, supplies and/or equipment to be furnished.

(ii) Except for the case of services involving travel and conferences, have the power to make awards for all purchases, contracts and agreements for the provision of services not in excess of \$10,300.

(C) Notwithstanding that the cost or contract price will exceed \$10,300. and subject to rules and regulations as may from time to time be promulgated by the Municipal Council.

Section 2. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

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Statement

This Ordinance is to raise the threshold level in accordance with State Statute from \$9,200. to \$10,300.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage.

6-S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To create certain position titles and to abolish others in the Department of General Services)

(Creates 9 titles; abolishes 15 titles)

(Ordinance restructures table of organization in order to effectuate economies in Department of General Services. Represented by various collective bargaining units)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on the ordinance was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

HEARINGS OF CITIZENS.

6-HC-a.

MR. WILLIAM WALLACE, 789 SOUTH 18TH STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to personal problems within his family.

Council Member Grant suggested that Mr. Wallace meet with him after the meeting to discuss this matter further.

6-HC-b.

MRS. LEOLA HAYES, PRESIDENT, SOUTH 10TH STREET BLOCK ASSOCIATION, 64 SOUTH 10TH STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to living conditions in the South 10th Street area.

President Tucker directed the City Clerk to forward Mrs. Hayes' concerns to directors of Engineering, Development, Land Use Control, Health and Human Services and Property Management for their attention and necessary action, and further directing the City Clerk to invite Business Administrator Monteilh, appropriate directors and Mrs. Hayes to meet with the Council at a future special conference to discuss all of the issues raised.

- 6-HC-c. **MR. DAN O'FLAHERTY, 23 REYNOLDS PLACE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to the City's budget.

Council Member Bradley commended Mr. O'Flaherty for his sincere concern over the City's fiscal difficulties, and recommended a committee be set up in the near future to address these problems.

RESOLUTIONS AND MOTIONS.

Resolutions.

- 7-R-a. **Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Township of Fairfield, New Jersey, for provision of services provided by a Licensed Health Officer, for period January 1, 1991 through June 30, 1991, for sum not to exceed \$12,000. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(a)(i)).**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-R-b. **Resolution endorsing support of a special project that would provide approximately 420 units of housing for senior citizens and the adult mentally retarded. (133 Boyd Street a/k/a 40-17th Avenue - Central Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Mr. Bennett Herman, Senior Service Housing Corp., Inc. and other representatives from this corporation met with the Council August 6, 1991)
- A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-R-c. **Resolution ratifying and authorizing Mayor to execute contract with Robert W. Hendricks & Company, Inc., to provide services as a real estate appraiser and expert witness in tax appeal matters, for period July 1, 1991 to June 30, 1992; maximum amount of contract is \$48,000.; \$20,000. available in 1991 Budget and remaining \$28,000. to be appropriated in 1992 budget. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii)).**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
No: Council Member Harris.
Not Voting: Council Member Bradley.
- 7-R-d. **Resolution authorizing Mayor and Business Administrator to enter into agreement with HUD to receive and expend Special Purpose Grant funds in amount of \$1,500,000. for phase I of Krueger-Scott Mansion restoration project.**
(Senior Employment and Social Services Center)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-e.

Resolution ratifying and authorizing Business Administrator to enter into contract with Automated Metering Service, 83 Grant Street, Ramsey, New Jersey 07446, lowest responsible bid received, to Repair and Maintain Existing Cold Water Meters (Under 1½"), for period May 1, 1991 to April 30, 1992; contract shall not exceed \$150,000., which has been encumbered from 1991 Budget, Division of Water Accounting and Customer Service, any additional expenditures are contingent upon and subject to appropriations and certifications of funds.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-f.

Resolution ratifying and authorizing Business Administrator to enter into contract with Brantley Brothers Moving & Storage Co., Inc., 168 Elizabeth Avenue, Newark, New Jersey 07108, only responsible bid received, to provide Moving Services & Storage - Emanuel Church, commencing April 1, 1991 to March 31, 1992; contract shall not exceed \$21,843.43; funds provided in Department of Development.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-g.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate.
(In accordance with Ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-h.

Resolution authorizing Corporation Counsel to settle matter of the City of Newark vs. Charles Newton, for sum of \$106,150.; upon receipt of all documents deemed necessary by Corporation Counsel; Department of Development unable to acquire by purchase property located at 295 Muhammad Ali Avenue, Block 2606, Lot 26, through negotiations, and Corporation Counsel commenced condemnation proceedings to acquire same.
(Central Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-i.

Resolution authorizing Corporation Counsel and Tax Collector to enter into (partial) "Consent Order to Vacate" foreclosure judgement with each previous "Owner of Record" indicated on attached Exhibit.
(In accordance with Ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-j.

Resolution authorizing Director of Development to enter into Installment Agreement with each "Occupant of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due on any property shall be made in substantially equal monthly installments over period not to exceed three (3) years; current monthly charges shall be paid concurrently with the monthly installments.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-k.

Resolution authorizing Director of Development to execute conditional Bargain and Sale Deed for 11 North 7th Street, Block 1852, Lot 4, sold at lottery drawing held July 15, 1991, for sum of \$500. to Jose M. Rebelo; pursuant to Resolution 7-R-dt (A.S.), June 19, 1991. (Homestead Program)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-l.

Resolution authorizing Director of Development to execute Bargain and Sale Deeds for properties sold at public auction held on June 20, 1991, listed on Exhibit A, for sum of \$1,392,000. highest bidders; pursuant to Resolution 7-R-cn (A.S.), May 15, 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to amend the resolution by deleting therefrom property known as 503 South 17th Street, Block 326, Lot 25, pursuant to Order of the Honorable Harry A. Margolis, Presiding Judge - Chancery Superior Court, Essex County, was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

A motion to adopt the resolution, as amended, was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-m.

Resolution accepting bid of NEW JERSEY BELL, highest responsible bid received, for purchase of City-owned property known as 171 Verona Avenue, Block 843, Lot 3, for sum of \$7,500.; pursuant to Resolution 7-R-w, June 5, 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-n.

Resolution authorizing solicitation of sealed bids for sale of City-owned properties listed on attached Exhibit A, pursuant to N.J.S.A. 40A:12-13(a), and authorizing advertising and setting return date of August 29, 1991, for acceptance of final bid for purchase of same under specified conditions.

(59-65 Avon Avenue, 68-74 Clinton Avenue, 399-401 Sanford Avenue and 976-990 Bergen Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-o. **Resolution authorizing Director of Engineering to enter into and execute agreements PUA No. 1, No. 2, and No. 3, with New Jersey Department of Transportation for relocation and/or adjustment of facilities of existing water distribution system and existing fire alarm system to accommodate construction of Park (Fifth) and Sixth Street Bridges over New Jersey Transit.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-p. **Resolution authorizing Mayor and Director of Engineering to execute Contract 91-04, Sewer Cleaning - Meeker Avenue, with National Water Main Cleaning Company, 875 Summer Avenue, Newark, New Jersey 07104, lowest responsible bid submitted, for total sum of \$78,650.; project should be completed within 45 days of notice to proceed; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount of \$9,200.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by deleting therefrom the Change Order in amount of \$9,200., was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

A motion to adopt the resolution, as amended, was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-q. **Resolution ratifying and authorizing Director of Engineering to enter into contract with Occupational Center, 391 Lakeside Avenue, Orange, New Jersey, to continue recycling collection services to include collection of used newspapers, magazines, food & beverage glass bottles, jars and bi-metal aluminum cans from all single and multi-family housing complexes serviced by Department of Engineering for household waste collections in Newark and located in recycling zones 1B, 2B and 3B, at a cost of \$540. per crew per day, for period June 18, 1991 to June 17, 1992; funds provided in Division of Sanitation Curbside Recycling Services; funds available in amount of \$1,000. from temporary budget to cover pro-rated liability to be incurred under this contract, and remaining funds to be provided in 1991 Operating Budget in the Service by Contract Appropriation. (Contract exempt from public bidding, pursuant to N.J.S.A. 40A:11-5(1)(N))**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

- 7-R-r. **Resolution authorizing Director of Fire to enter into and execute contract with Safety System, Inc., a Professional Hazardous Materials Response Training Firm, to develop and conduct an advanced Level C Hazardous Materials Training Program, contract shall be for consecutive eight day period between September 1, 1991 and November 1, 1991; contract shall not exceed \$16,200.; funds provided in Haz-Mat Trust Fund. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii)).**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

- 7-R-s.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Special Audiences Inc., for provision of AIDS Education/Prevention Services, for period November 1, 1990 through October 31, 1991; for sum of \$20,000. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii)).
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-R-t.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to apply for funds from New Jersey State Department of Community Affairs, in amount of \$90,082. (Municipal Funds-\$90,082. totalling \$180,164.) to continue Relocation Assistance Program, for period January 1, 1991 to December 31, 1991.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-R-u.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Charles Carson, M.D., for provision of medical services to infants and children of residents of Newark, for period May 1, 1991 to August 31, 1991; amount not to exceed \$30,215.; funds provided in 1991 Budget of Newark Division of Community Health. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-R-v.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Mt. Carmel Guild, for purpose of operation and rehabilitation of buildings used as emergency shelters to homeless population, for period July 1, 1991 through June 30, 1992; contract shall not exceed \$61,500. of which \$18,000. will be provided by contractor as an In-Kind Match.
(St. Rocco's Men's Shelter, 712 Springfield Avenue and St. Rocco's Family Shelter, 355 South 6th Street)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-R-w.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with La Leche League of Millburn, New Jersey, for provision of Breastfeeding Education and Counseling Services to WIC women, for period July 1, 1991 through September 30, 1992; maximum amount shall not exceed \$4,719. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-R-x.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to apply for and accept grant in amount of \$25,000., from Johnson & Johnson Mother and Child Health Program Award, through a grant from Tri-State United Way's Critical Needs Fund, for period July 1, 1991 through June 30, 1992; does not require expenditure of Municipal funds. (WIC activities)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-R-y.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with YMCA, for purpose of operation and rehabilitation of building used as Emergency Residence Program to homeless population, for period August 1, 1991 through June 1, 1992, at a cost not to exceed \$31,151. of which \$5,451. will be provided by contractor as In-Kind Match.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-R-z.

Resolution authorizing Mayor and Acting Director of Health and Human Services to apply for funds in amount of \$783,500., from New Jersey State Department of Health, Division of Local and Communities Health Services, to continue Supplemental Feeding Program for Women, Infants and Children; \$128,378.-In-Kind City Match (non-cash), total budget-\$911,878., for period October 1, 1991 to September 30, 1992.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-R-ba.

Resolution authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with East Orange General Hospital, for purpose of implementing Case Management Ambulatory Care Services Program (Title I, H.I.V. Relief Grant), for period October 1, 1991 through September 30, 1992; contract shall not exceed \$96,306. of which \$13,750. will be provided by contractor as an In-Kind Match.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

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7-R-bb.

Resolution authorizing Acting Director of Health and Human Services to issue reward in amount of \$1,000. to citizen of record, for providing information and testimony that led to arrest and conviction of an illegal dumper on City-owned property; pursuant to Ordinance 13A:6-6.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh and Presiding Judge Minor to meet with the Council at its pre-meeting conference September 4, 1991, was made by Council Member Harris, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-R-bc.

Resolution amending Resolution 7-R-b, May 1, 1991, "Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds in amount of \$956,828., from Essex County Department of Citizen Services, Division on Aging, for period January 1, 1991 to December 31, 1991, Newark Nutrition Project for the Elderly, total estimated budget-\$1,219,416. (Older Americans Act Funds-\$956,828., 1990 Excess Project Income (Actual)-\$862., Project Income (Estimated)-\$75,562., In-Kind Contributions (Estimated)-\$186,164.)," by decreasing grant award from \$956,828. to \$944,671., and an increase in estimated project income from \$75,562. to \$97,906.; total revised budget for said program-\$1,229,603. and delineated as follows: Older Americans Act Funds-\$944,671., 1990 Excess Project Income (Actual)-\$862., 1991 Project Income (Estimated)-\$97,906., and In-Kind Contributions (Estimated)-\$186,164.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

7-R-bd.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with North Ward Center, Inc., lowest responsible quote received, for Business/Word Processing/Office Skills Training Program, PY 91-01-01, for period July 1, 1991 to June 30, 1992; total amount of contract shall not exceed \$196,000. for seventy (70) participants in 2 cycles (35 participants per cycle) of 17 weeks (425 hours) each; source of funds-New Jersey Department of Labor, Employment and Training Administration; Title IIA Youth and IIA Adults.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

7-R-be.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Careerworks, Inc., lowest responsible quote received, for Retail Sales/Cashier Skills Training for Youth and Adults 18 and Over Training Program, PY 91-04-01-A, for period July 1, 1991 to June 30, 1992; total amount of contract shall not exceed \$248,300., for one hundred (100) participants in 5 cycles (20 participants per cycle) of 10 weeks (300 hours) each; source of funds-New Jersey Department of Labor, Employment and Training Administration; Title IIA Youth and IIA Adults.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

7-R-bf. Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Careerworks, Inc., lowest responsible quote received, for Hotel Service Skills Training Out-of-School Youth and Adults 18 and Over Training Program, PY 91-04-01, for period July 1, 1991 to June 30, 1992; total amount of contract shall not exceed \$220,400. for one hundred (100) participants in 5 cycles (20 participants per cycle) of 9 weeks (270 hours each); source of funds-New Jersey Department of Labor, Employment and Training Administration; Title IIA Youth and IIA Adults.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

Council Member Bradley, through the Chair, directed the City Clerk to correspond with Director of Mayor's Office of Employment and Training Ralph-Taylor, with respect to the above-mentioned training contracts and Resolutions (7-R-bd, 7-R-be, 7-R-bf and 7-R-er (A.S.) and 7-R-es (A.S.)) on this Agenda requesting that when these contracts are submitted to the Council for action, they include a program history citing the number of participants, the number of graduates, the number of placements and how long they have remained employed and a statement of that program's previous success.

7-R-bg. Resolution amending Resolution 7-R-dp (A.S.), July 3, 1991, contract with Newark Day Care Center, lowest responsible quote received, for Child Care/Teacher Aide Training for Older Workers Training Program, Number PY 91-02-01-C, contract shall not exceed \$40,500., by changing total number of training weeks from 20 participants per cycle to 10 participants per cycle; all other provisions shall remain unchanged; no additional funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

7-R-bh. Resolution authorizing Director of Finance to issue check in amount of \$25,000., payable to Maria Umoru and her attorneys, Fish, Field, Olesnycky & Livingston, 2040 Millburn Avenue, Maplewood, New Jersey, 07040, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, seeking recovery for personal injuries due to accident with City-owned vehicle.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Assistant Corporation Counsel Watson met with the Council August 6, 1991)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

7-R-bi. Resolution authorizing Director of Finance to issue check in amount of \$15,000., payable to Michael Gienga and his attorneys, Fish, Field, Olesnycky & Livingston, 2040 Millburn Avenue, Maplewood, New Jersey 07040, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, seeking recovery for personal injuries due to accident with City-owned vehicle.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Assistant Corporation Counsel Watson met with the Council August 6, 1991)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

7-R-bj. Resolution authorizing Director of Finance to make payments to Alton and Glenda Montgomery, and Minichino & Mautone, their attorneys, 500 Prospect Avenue, West Orange, New Jersey 07052, in total of \$1,400,000. as follows: September 1, 1991-\$650,000.; January 1, 1992-\$375,000. and January 1, 1993-\$375,000.; upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, seeking damages for personal injuries allegedly sustained as result of negligence of City employees on December 20, 1984.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Assistant Corporation Counsel Watson met with the Council August 6, 1991)

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Rice, President Tucker.
Not Voting: Council Members Carrino, Harris, Martinez, Villani.

7-R-bk. Resolution authorizing Director of Finance to issue check in amount of \$10,000. payable to Den Pearlle Lounge Inc., c/o Katherine Denton, 368 South 19th Street, Newark, New Jersey, for retirement of Plenary Retail Consumption License No. 0714-33-204-001.

(Said license is hereby retired and shall not be reissued to any persons or corporation in accordance with N.J.S.A. 40:48-2.40)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bl. Resolution authorizing Director of Finance to issue check in amount of \$10,000. payable to BWCWH Inc., c/o Willie Pough, 282 Aldine Street, Newark, New Jersey, for retirement of Plenary Retail Consumption License No. 0714-33-028-001.

(Said license is hereby retired and shall not be reissued to any persons or corporation in accordance with N.J.S.A. 40:48-2.40)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bm. Resolution authorizing Director of Finance to issue checks to persons and in amounts shown, totalling \$699,421.23 for overpayments and/or credits carried on books and records of Tax Collector by reason of State Board Judgements, County Board Judgements and Cash Overpayments for years 1986, 1987, 1988, 1989, 1990 and 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bn. Resolution authorizing Director of Finance to issue check in amount of \$1,000. payable at Rembert and Arra Johnson, refund of fence deposit paid at time of closing for purchase of City-owned property known as 84 South Devine Street, Block 4008, Lot 17. (Purchasers have complied with Conditions of Sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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7-R-bo. Resolution authorizing Director of Finance to issue check in amount of \$8,000. payable to Phillip A. Thompson, refund of fence deposit paid at time of closing for phase of City-owned properties known as 379-381 Avon Avenue, Block 26; Lots 22 and 23; 791-793 South 18th Street, Block 2638, Lot 42; 907-911 Hunterdon Street, Block 3586, Lot 42; and 921-923 Hunterdon Street, Block 3586, Lot 49. (Purchaser has complied with Conditions of Sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bp. Resolution authorizing Director of Finance to issue check in amount of \$6,000. payable to Yen Lin Chen and Chung Lan Chi Chen, refund of fence deposit paid at time of closing for purchase of City-owned properties known as 647-653 South 15th Street, Block 359, Lot 9; 655 South 15th Street, Block 359, Lot 13; 661 South 15th Street, Block 359, Lot 16, 670-674 South 16th, Block 359, Lot 39. (Purchasers have complied with Conditions of Sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bq. Resolution authorizing Director of Finance to issue check in amount of \$1,000. payable to Jose and Marie Gomes, refund of fence deposit paid at time of closing for purchase of City-owned property known as 381 New Street, Block 430, Lot 47. (Purchasers have complied with Conditions of Sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-br. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Aziza Motors, refund of fence deposit paid at time of closing for purchase of City-owned property known as 325 and 327 Elizabeth Avenue, Block 3554, Lots 70 and 71. (Purchaser has complied with Conditions of Sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bs. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Koushik N. Patel, refund of fence deposit paid at time of closing for purchase of City-owned property known as 27 Chestnut Street, Block 891, Lot 19. (Purchaser has complied with Conditions of Sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bt. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Marvin Taft, refund of fence deposit paid at time of closing for purchase of City-owned property known as 100-102 South 10th Street, Block 1856, Lots 42 and 43. (Purchaser has complied with Conditions of Sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

August 7, 1991

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bu.

Resolution authorizing Director of Finance to issue check in amount of \$303. to Sam Scillieri, refund of ½ years taxes paid at time of closing for purchase of City-owned property known as 45 Homestead Park, Block 3044, Lot 68. (Purchaser has complied with Conditions of Sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bv.

Resolution authorizing Director of Finance to issue check in amount of \$344. to Mary Kearny, refund of ½ years taxes paid at time of closing for purchase of City-owned property known as 424 South 14th Street, Block 317, Lot 42. (Purchaser has complied with Conditions of Sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bw.

Resolution authorizing Director of Finance to issue check in amount of \$278. to Robert H. Wuensch and Barbara E. Wuensch, refund of ½ years taxes paid at time of closing for purchase of City-owned property known as 42A Myrtle Avenue, Block 1891, Lot 64. (Purchasers have complied with Conditions of Sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bx.

Resolution authorizing Director of Finance to issue check in amount of \$2,000. to McKinley Perkins, refund of fence deposit paid at time of closing for purchase of City-owned property known as 263 South 8th Street, Block 1781, Lot 19. (Purchaser has complied with Conditions of Sale)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-by.

Resolution authorizing Director of Finance to issue check in amount of \$390. payable to Ricardo P. Gonzalez, refund of deposit paid at time of auction for purchase of City-owned property known as 192-194 Berkeley Avenue, Block 640, Lot 6. (Property was redeemed by previous owner)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bz.** Resolution authorizing Director of Finance to issue check in amount of \$550. payable to Sixto and Margarita Lopez, 98 Central Avenue, Newark, New Jersey; monies collected by City of Newark from occupant of record, due to vacation of judgement of premises known as 14 Fifth Street, Block 1850, Lot 19.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-ca.** Resolution authorizing Director of Finance to issue check in amount of \$344. payable to MZA Properties, Inc., 148 Huntington Terrace, Newark, New Jersey; monies collected by City of Newark from occupant of record, due to vacation of judgement of premises known as 457-459 South 12th Street, Block 285, Lot 46.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cb.** Resolution authorizing Director of Finance to issue check in amount of \$415. payable to Audrey Alexander, 259 Schley Street, Newark, New Jersey; monies collected by City of Newark from occupant of record, due to vacation of judgement of premises known as 268 Clinton Street, Block 3623, Lot 8.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cc.** Resolution authorizing Director of Finance to issue check in amount of \$505.01 payable to Priscilla A. Lamar, 14 Oakland Street, Irvington, New Jersey; monies collected by City of Newark from occupant of record, due to vacation of judgement of premises known as 469-471 Hawthorne Avenue, Block 3044.02, Lot 56.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cd.** Resolution authorizing Director of Finance to issue check in amount of \$950. payable to Michael and Rockyanna Angelo, 544 Bloomfield Avenue, Newark, New Jersey; monies collected by City of Newark from occupant of record, due to vacation of judgement of premises known as 533 Bloomfield Avenue, Block 655, Lot 25.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-ce.** Resolution authorizing Director of Finance to issue check in amount of \$5,550. payable to Willie and Willa Brown, 355-357 Mainwright Street, Newark, New Jersey; monies collected by City of Newark from occupant of record, due to vacation of judgement of premises known as 355-357 Mainwright Street, Block 3737, Lot 6.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-cf.

Resolution authorizing Tax Assessor to cancel assessments on buildings for prorated years and full years as stated for properties on Schedule A; further authorizing Tax Collector to cancel taxes along with any penalties and interest due on said properties. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-cg.

Resolution amending Resolution 7-R-db, June 19, 1991, "Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$1,867. for month of 1987, and assessment on building of \$22,400. for full years of 1988, 1989 and 1990 on property located at 74 Richmond Street, Block 226, Lot 68; further authorizing Tax Collector to cancel taxes in amount of \$495. for 1 month of 1987, \$3,239.04 for 1988, \$3,442.88 for 1989 and \$3,805.76 for 1990 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement)," by correcting amount of taxes to be cancelled for 1 month 1987 to read \$247.56.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-ch.

Resolution authorizing Central Planning Board to make investigation and hold public hearing to determine whether Block 17, Lots 1, 5, 20, 21, 23, 34, 49, 103, 104, 105, 106, 107, 109, 111 and 121 (a.k.a. Performing Arts Center Area) is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey, N.J.S.A. 40:55-21.1 et seq., as amended.

(Various lots on McCarter Highway, Saybrook and Park Place - East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-ci.

Resolution designating reserved parking area for handicapped motorists on South 20th Street; east side, beginning 88 feet south of the southerly curblin of 15th Avenue and extending 25 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cj. **Resolution designating reserved parking area for handicapped motorists on Washington Street; west side, beginning 35 feet north of the northerly curblane of Central Avenue and extending 25 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A 39:4-8.**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-ck. **Resolution designating reserved parking area for handicapped motorists on Summer Avenue; west side, beginning 60 feet north of the northerly curblane extension of Elliot Street and extending 18 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A 39:4-8.**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cl. **Resolution designating reserved parking area for handicapped motorists on Shepard Avenue; southside, beginning 638 feet west of the westerly curblane of Bergen Street and extending 24 feet westerly therefrom, for a period of one year; pursuant to N.J.S.A 39:4-8.**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cm. **Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue," sum of \$200,000., Newark Homeless Health Care Project.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cn. **Temporary emergency resolution appropriating \$200,000., Newark Homeless Health Care Project; said funds shall be provided in 1991 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-co. **Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue," sum of \$38,679.78, University of Medicine and Dentistry of New Jersey - Social Caseworker.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cp. Temporary emergency resolution appropriating \$38,679.78, University of Medicine and Dentistry of New Jersey - Social Caseworker; said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cq. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue," sum of \$1,500,000., Krueger Scott-Mansion Restoration and Development Project (Phase I).**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cr. Temporary emergency resolution appropriating \$1,500,000., Krueger-Scott Mansion and Development Project (Phase I); said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cs. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue," sum of \$349,822., Newark Homeless Health Care Project.**

(Copy of resolution and correspondence submitted to each Member to the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-ct. Temporary emergency resolution appropriating \$349,822., Newark Homeless Health Care Project; said funds shall be provided in 1991 budget.**

(Copy of resolution and correspondence submitted to each Member to the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cu. Resolution establishing Temporary Appropriation for Various Departments and Agencies and Deferred Charges and Statutory Expenditures, Municipal; totalling \$23,976,069.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Not Voting: Council Member Carrino.

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- 7-R-cv. Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility, totalling \$4,810,313.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, President Tucker.

No: Council Member Martinez.

Not Voting: Council Members Carrino, Rice, Villani.

- 7-R-cw. Resolution thanking the Metro Newark Chamber of Commerce for their participation in the 1990 "Newark Day" luncheon in Atlantic City, New Jersey and requesting their cooperation for the 1991 luncheon.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cx. Resolution appointing Council Member Anthony Carrino, as a Member of the Joint Meeting Maintenance, beginning July 1, 1991 and ending June 30, 1992.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cy. Resolution authorizing Council Member Ralph T. Grant, Jr., as a Member of the Second River Joint Meeting, beginning July 1, 1991 and ending June 30, 1992.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cz. Resolution appointing Council Member Gary Harris, as a Member of the Central Planning Board, beginning July 1, 1991.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-da. Resolution appointing Council Members Ronald L. Rice and Henry Martinez as Members of the Board of Directors of the Newark Watershed Conservation and Development Corporation for term expiring June 30, 1994.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-db-1. Resolution recognizing and commending Ms. Dorothy Norwood, celebrated gospel singer on the esteemed occasion of her guest appearance at the 11th Annual "Family Unity Day" celebration sponsored by WNJR Radio, Anheuser Busch and the Chitterlings Factory scheduled for Saturday, August 3, 1991.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-db-2. Resolution recognizing and commending the Reverend and Mrs. Gerald L. Dickson on the grand occasion of their Second Anniversary of Pastorship at Zion Baptist Church in Newark.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-db-3. Resolution recognizing and commending Journalist, Jose Rohaidty.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-db-4. Resolution recognizing and commending Ms. Mozelle Williams on the occasion of her birthday.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-db-5. Resolution recognizing and commending Shamrock Technologies, Inc. of Newark.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-db-6. Resolution recognizing and commending the 200th Anniversary of Newark, Vermont.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-db-7. Resolution recognizing and commending Ms. Millicent Greenaway for her many years of exemplary service to the community.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-db-8. Resolution recognizing and commending Reverend L. Ronald Durham on his installation as Pastor of First Mount Zion Baptist Church.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-db-9. Resolution recognizing and commending Dr. Lenworth Gunther, noted historian, author, educator, and scholar, on the distinguished occasion of a Toast held in his honor on Sunday, July 21, 1991, at the Pantagis-Renaissance in Scotch Plains, New Jersey.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-R-db-10. **Resolution recognizing and commending Mr. Altarik White, a Member of the 1990 William Paterson College Football Team.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-db-11. **Resolution recognizing and commending Mr. Keith Eaddy, a member of the 1991 William Paterson College Baseball Team.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-db-12. **Resolution recognizing and commending the 29th Puerto Rican Statewide Parade of New Jersey Committee, Inc.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-db-13. **Resolution recognizing and commending the Lighthouse Community Center on the distinguished occasion of its Second Anniversary.**

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-db-14. **Resolution recognizing and commending Marcus L. Pryor of Newark for outstanding academic and athletic achievement at Rider College.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-dc. **Resolution posthumously recognizing and commending Mr. Salvatore A. Bontempo on the esteemed occasion of having the Municipal Water Tower on Bloomfield Avenue dedicated in his honor on Tuesday, July 30, 1991.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-dd. **Resolution amending Resolution 7-R-d, June 19, 1991, approving Tax Abatement Application and Financial Agreement for Tiffany Manor Associates, L.P., for conversion of a former factory into 129 unit residential rental complex, 26 units will be affordable to persons earning 50% or less of the area's median income adjusted for family size on 792-820 Highland Avenue, Block 852, Lot 11; by giving the Entity until December 31, 1991 to close title on said property.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
No: Council Member Carrino.
Not Voting: Council Member Martinez.

7-R-de.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue," sum of \$250,000., Rehabilitation of Boylan Street Pool.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to correspond with Director of Engineering Zach requesting that a plan for rehabilitation of the pool and a date of completion be forwarded to the Members of the Municipal Council was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-df.
(A.S.)

Temporary emergency resolution appropriating \$250,000. Rehabilitation of Boylan Street Pool; said funds shall be provided in 1991 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-R-dg.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Water Utility, "Miscellaneous Revenue," sum of \$889,835., Investment Held by Trustee; Principal-\$70,000., Interest-\$819,835.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Villani, President Tucker.

No: Council Members Martinez, Rice.

Absent During Roll Call: Council Member Carrino.

7-R-dh.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue," sum of \$7,325,000., Additional Water Rents.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Villani, President Tucker.

No: Council Members Martinez, Rice.

Absent During Roll Call: Council Member Carrino.

7-R-di.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue," sum of \$792,000., Resurfacing and Reconstruction of Various Designated Streets.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to communicate with Director of Engineering Zach, requesting that proper supervision be given to these projects so that the sewer coverings and other appurtenances will not be covered over during the resurfacing making additional work necessary in the future, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-R-dj.
(A.S.)

Temporary emergency resolution appropriating \$792,000., Resurfacing and Reconstruction of Various Designated Streets; said funds shall be provided in 1991 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

August 7, 1991

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-R-dk.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue," sum of \$598,000., Resurfacing and Reconstruction of Various Designated Streets.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to communicate with Director of Engineering Zach, requesting that proper supervision be given to these projects so that the sewer coverings and other appurtenances will not be covered over during the resurfacing making additional work necessary in the future, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-R-dl.
(A.S.)

Temporary emergency resolution appropriating \$598,000., Resurfacing and Reconstruction of Various Designated Streets; said funds shall be provided in 1991 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-R-dm.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue," sum of \$199,178.07, Municipal Tonnage Grant (1989).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-R-dn.
(A.S.)

Temporary emergency resolution appropriating \$199,178.07, Municipal Tonnage Grant (1989); said funds shall be provided in 1991 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-R-do.
(A.S.)

Resolution amending Resolution 7-R-ck (A.S.), July 8, 1987, agreement with Elson T. Killam Associates, P.O. Box 1008, 27 Bleeker Street, Millburn, New Jersey, for professional engineering services for reconstruction of the Old Wayne Pumping Station and the start-up of the New Wayne Pumping Station... for total lump sum of \$205,000., by increasing professional fee by \$42,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at its pre-meeting conference, September 4, 1991, was made by Council Member Rice, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

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7-R-dp.
(A.S.)

Resolution authorizing Mayor and Director of Engineering to execute Contract 90-19, Cleaning and Cement Mortar Lining Water Mains City Wide with Spiniello Construction Company, 35 Airport Road, Morristown, New Jersey 07960, lowest responsible bid submitted, for total sum of \$1,386,250.; project should be completed within (60) days of execution of contract.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani,
President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-R-dq.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue," sum of \$12,405.96, Newark Recycling Program - 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani,
President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-R-dr.
(A.S.)

Temporary emergency resolution appropriating \$12,405.96, Newark Recycling Program - 1991; said funds shall be provided in 1991 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani,
President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-R-ds.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue," sum of \$36,000., Jobs Training Partnership Act.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani,
President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-R-dt.
(A.S.)

Temporary emergency resolution appropriating \$36,000., Jobs Training Partnership Act; said funds shall be provided in 1991 budget.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani,
President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-R-du.
(A.S.)

Resolution declaring an emergency exists as to an "Ordinance to amend an ordinance entitled, 'Ordinance creating positions in the Newark Municipal Council and establishing salaries therefor,' (6-S & F-f) adopted May 4, 1977, as amended and supplemented (To adjust the overtime provision for Aide to Council President and Executive Secretary)," Ordinance 6-Ph, S & F-i, being finally adopted on August 7, 1991 and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice,
Villani, President Tucker.

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**7-R-dv.
(A.S.)** **Resolution declaring an emergency exists as to an "Ordinance to amend an ordinance entitled, 'Ordinance creating positions in the Newark Municipal Council and establishing salaries therefor,' (6-S & F-f) adopted May 4, 1977, as amended and supplemented (To provide for use of the title of Aide to Council President in existing salary positions. No increase in number of positions or in salary budget)," Ordinance 6-Ph, S & F-j, being finally adopted on August 7, 1991 and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-dw.
(A.S.)** **Resolution declaring an emergency exists as to an "Ordinance to amend an ordinance entitled, 'Ordinance creating positions in the Newark Municipal Council and establishing salaries therefor,' (6-S & F-f) adopted May 4, 1977, as amended and supplemented (To adjust salary of Legislative Information Specialist)," Ordinance 6-Ph, S & F-k, being finally adopted on August 7, 1991 and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-dw-1. **Resolution adjusting the salary of the title Legislative Information Specialist, Municipal Council.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-dx.
(A.S.)** **Resolution posthumously recognizing and commending Murid Islamic leader, Cheikh Ahmadou Bamba Mbacke.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-dy-1.
(A.S.)** **Resolution recognizing and commending Nana Yaw Boakye for promoting African culture throughout the United States.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-dy-2.
(A.S.)** **Resolution recognizing and commending Veterans of Foreign Wars Randall-Anderson Post 9015 on the occasion of its twenty-fifth anniversary.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-dy-3.
(A.S.)** **Resolution recognizing and commending the Central Ward Continued Progress, Inc., founded by Willie T. Wright for its outstanding contributions to the residents of the Central Ward.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-dy-4.
(A.S.) Resolution recognizing and commending Ms. Joyce Cook, program coordinator with New Community Social Services, for her outstanding contributions to the City of Newark.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-dy-5.
(A.S.) Resolution recognizing and commending Reverend James A. Scott of Newark, as President of the American Baptist Churches (ABC) in the United States of America.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-dy-6.
(A.S.) Resolution recognizing and commending Detective James Cramer of the Essex County Sheriff's Office on his recent election as President of P.B.A. Local 183.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-dy-7.
(A.S.) Resolution recognizing and commending the newly elected officers of P.B.A. Local 183.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-dy-8.
(A.S.) Resolution recognizing and commending Detective Stanley Belchik of the Newark Police Department for his many years of exemplary service.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-dy-9.
(A.S.) Resolution recognizing and commending Michelle C. Hollar-Gregory, Assistant Corporation Counsel, for her exemplary service to the City of Newark.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-R-dz.
(A.S.) **Resolution supporting regulations that improve the method of licensing and monitoring for center-based day care, by the New Jersey Division of Youth and Family Services.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-ea.
(A.S.) **Resolution by the Newark Municipal Council designating the corner of Parkview Terrace and Lyons Avenue as "Professor Albert Lewis Square" for ceremonial and honorary purposes.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Villani, President Tucker.

Not Voting: Council Members Carrino, Grant, Rice.

- 7-R-eb.
(A.S.) **Resolution by the Newark Municipal Council designating West Kinney Street from Irvine Turner Boulevard to Prince Street to "Reverend Raphus P. Means Plaza" for ceremonial and honorary purposes.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Villani, President Tucker.

Not Voting: Council Members Carrino, Rice.

- 7-R-ec.
(A.S.) **Resolution authorizing Director of Finance to apply to the Local Finance Board for qualification of bonds to be issued pursuant to an ordinance entitled: "Bond Ordinance providing for the acquisition of computer equipment for the Department of Health and Human Services and appropriating \$1,000,000. therefor and authorizing the issuance of \$950,000. bonds or notes of the City for financing the cost and making down payment for said improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey." in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-ed.
(A.S.) **Resolution amending the 1990 Capital Budget by providing for an appropriation for the acquisition of computer equipment for the Department of Health and Human Services in the total amount of \$1,000,000.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-ef.
(A.S.) **Resolution authorizing the Director of Finance of the City of Newark, County of Essex, New Jersey, to authorize payment of an urban renewal bond of the City of Newark bearing interest at the rate of 7.70% dated September 1, 1969 maturing September 1, 1985, Bond No: 686 in the face amount of \$5,000. which is owned by Carol F. Davidson.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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**7-R-eg.
(A.S.)** Resolution amending Resolution 7-R-eb (A.S.), June 19, 1991, "Resolution amending Resolution 7-R-cd (A.S.), February 6, 1991, Memorandum of Understanding with Kemsco Development Company, Inc., Redeveloper, 139 Harper Street, Newark, New Jersey, to undertake the redevelopment of twenty-seven City-owned vacant lots known as Block 1921, Lots 33, 37 and 39, Block 1922, Lots 12, 13, 49, 50 and 51 and Block 1923, Lots 26, 27, 28, 30, 32 and 34, by including Block 1924, Lots 31, 30, 29 and 68, Block 1922, Lot 45 and Block 1916, Lot 38," by including Block 476, Lots 28, 30, 32 and 33, Block 479, Lots 26, 29, 30, 31 and 32, Block 1915, Lots 49, 50, 51, 52 and 72, Block 1916, Lot 35, and Block 1922, Lot 1. (North and West Wards)
(Copy of resolution and correspondence submitted to each Member to the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-eh.
(A.S.)** Resolution establishing a formal policy to be utilized when considering request for tax abatement payment plans and/or reinstatements of previously rescinded tax abatements.
(Copy of resolution and correspondence submitted to each Member to the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-ei.
(A.S.)** Resolution appointing Kelvin Shade, 51 Lindsley Avenue, Newark, New Jersey, Special Police Officer for year ending December 31, 1991.
(Copy of resolution and correspondence submitted to each Member to the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-ej.
(A.S.)** Resolution authorizing Mayor and Director of Engineering to execute Contract 91-20, Miscellaneous Electrical Work at 31 Green Street, with Bob Jones Electrical Contracting Co., Inc., 776 Rahway Avenue, Woodbridge, New Jersey 07095, lowest responsible bid submitted, for total sum of \$11,785.; project should be completed within twenty (20) days of Notice to Proceed.
(Copy of resolution and correspondence submitted to each Member to the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-ek.
(A.S.)** Resolution amending Resolution 7-R-cl (A.S.), June 5, 1991, "Resolution authorizing Mayor and Acting Director of Health and Human Services to accept funds in amount of \$409,823.20, from New Jersey State Department of Education, Bureau of Child Nutrition, for SuNup Summer Food Program, for period July 1, 1991 to August 30, 1991," to increase funds from \$409,823.20 to \$659,569.22.
(Copy of resolution and correspondence submitted to each Member to the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-el.
(A.S.)** Resolution authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with St. Michael's Medical Center, for purpose of implementing Case Management Ambulatory Care Services Program to AIDS affected and effected individuals, for period October 1, 1991 through September 30, 1992; total amount of contract shall not exceed \$43,703.; funds provided through the Ryan White Comprehensive AIDS Resources Emergency Relief Grant (CARE) Act of 1990.
(Copy of resolution and correspondence submitted to each Member to the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-em.
(A.S.)

Resolution authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Newark Beth Israel Medical Center, for purpose of implementing Case Management Ambulatory Care Services Program to AIDS affected and effected individuals, for period October 1, 1991 through September 30, 1992; total amount of contract shall not exceed \$38,002.; funds provided through the Ryan White Comprehensive AIDS Resources Emergency Relief Grant (CARE) Act of 1990.

(Copy of resolution and correspondence submitted to each Member to the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-en.
(A.S.)

Resolution authorizing Mayor to accept and execute grant agreement in amount of \$436,875. from State of New Jersey Historic Trust, for renovation of Scott-Krueger Mansion.

(Copy of resolution and correspondence submitted to each Member to the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-eo.
(A.S.)

Resolution amending Resolution 7-R-g, May 2, 1990, "Agreement with the firm of Clapp & Eisenberg, 80 Park Place, Newark, New Jersey, to represent the City as Special Counsel in Host Benefit and Transfer Station cases, \$225,000., by increasing compensation by \$376,000. for 1990, totalling \$601,000.....," no increase in funds for a term of one year from November 9, 1990, with right to cancel upon ten days prior written notice. (Amended contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member to the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Corporation Counsel Grant and principals of Clapp and Eisenberg to meet with the Council at its pre-meeting conference September 4, 1991, was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-ep.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, "Miscellaneous Revenue," \$447,525., Supplemental Fire Services Program.

(Copy of resolution and correspondence submitted to each Member to the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-eq.
(A.S.)

Temporary emergency resolution appropriating \$447,525., Supplemental Fire Services Program (SFSP); said funds shall be provided in 1991 budget.

(Copy of resolution and correspondence submitted to each Member to the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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7-R-er.
(A.S.)

Resolution amending Resolution 7-R-dx (A.S.) July 3, 1991, contract PY 91-08-01 with Catholic Community Services for performance of Summer Youth Program for the Handicapped, for period July 1, 1991 to September 27, 1991, contract shall not exceed \$276,319., by changing total number of training weeks from 7 to 8, changing training ending date from August 23, 1991 to August 30, 1991 and inserting proposed budget; all other provisions shall remain unchanged; no additional funds required.

(Copy of resolution and correspondence submitted to each Member to the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-es.
(A.S.)

Resolution ratifying and authorizing Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Catholic Community Services, lowest responsible quote received, for Employment and Training for Limited English Speaking Adults (TELS-OJT), Number PY 91-02-01-E, for period July 1, 1991 to June 30, 1991, total amount of contract shall not exceed \$154,076. for sixty (60) participants in three (3) cycles (20 participants per cycle) of fourteen (14) weeks (350 hours) each; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth and Adults.

(Copy of resolution and correspondence submitted to each Member to the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-et.
(A.S.)

Resolution authorizing Mayor and Business Administrator to enter into agreement with U.S. Department of Housing and Urban Development to receive and expend \$11,126,000.-FY 1991 and \$100,000. reallocated FY 1990 Community Development Block Grant Funds.

(Copy of resolution and correspondence submitted to each Member to the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-ey.
(A.S.)

Resolution authorizing Business Administrator to execute agreement with Metro New Jersey/Meadowlands Convention and Visitors Bureau for period from date of adoption of this resolution to date of submission of final report which shall not exceed seven (7) months, for purpose of making Fund Raising Feasibility Study/Report. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(A)(ii)); further rescinding Resolution 7-R-cw (A.S.), May 1, 1991.

(Copy of resolution and correspondence submitted to each Member to the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-ev.
(A.S.)

Resolution authorizing Tax Collector to foreclose by Summary Proceedings In Rem approximately 1,200 properties pursuant to N.J.S.A. 54:5-104.29 et seq.

(Copy of resolution and correspondence submitted to each Member to the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-ew.
(A.S.)

Resolution establishing Housing and Community Development Act, Seventeenth Year Funds, to various Departments, Agencies and Projects, \$11,026,000., \$100,000. reassigned from Fiscal Year 1990, totalling \$11,126,000.

(Copy of resolution and correspondence submitted to each Member to the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-ex-1. Resolution recognizing and commending the Stratford Community Tenants Association and Officers Charles Crawford, Frank Norris and Leon Godbold.
(A.S.)

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-ex-2. Resolution recognizing and commending Melvin Brice, Jr., Program Director of Pediatrics AIDS Foster Care Program and Youth AIDS Prevention Program, for his outstanding contributions to the Greater Newark Community.
(A.S.)

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-ex-3. Resolution recognizing and commending Dr. Daniel Blue, Jr., Executive Director, Newark Housing Authority.
(A.S.)

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Council Member Rice read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Dr. Daniel Blue, Jr.

Dr. Blue expressed his gratitude to the Members of the Municipal Council for honoring him with the presentation of this resolution.

7-R-ex-4. Resolution recognizing and commending Sarah Pack on the occasion of her 75th birthday.
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-ex-5. Resolution recognizing and commending "Ecuadorian Independence Week," August 10-18, 1991 in the City of Newark.
(A.S.)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-ex-6. Resolution recognizing and commending rapper "Chubb Rock".
(A.S.)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-ex-7.
(A.S.) Resolution recognizing and commending Council President Tucker.**

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Council Member Rice read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Council President Tucker.

President Tucker expressed his gratitude to the Members of the Council for the presentation of this resolution.

**7-R-ey.
(A.S.) Resolution supporting the Newark Boys & Girls Clubs of Newark - Newark Fighting Back Initiative funding application to the Robert Wood Johnson Foundation.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-ez.
(A.S.) Resolution declaring August 6, 1991, to be "Hiroshima Day" within the City of Newark, New Jersey.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-fa.
(A.S.) Resolution authorizing the Director of Finance of the City to apply to the Local Finance Board for approval of an ordinance entitled: "Bond ordinance reappropriating cash balances from previously adopted bond ordinances and determining that said appropriations, including bond proceeds from previously issued bonds, are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations in the amount of \$381,000. from the capital surplus fund, and authorizing the issuance of \$588,050. of bonds or notes of the City of Newark in the County of Essex, State of New Jersey," in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq., and prior resolutions of the Local Finance Board.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

**7-R-fb.
(A.S.) Resolution amending the 1991 Capital Budget by amending the appropriation for certain capital projects and adding additional appropriations in the total amount of \$1,000,000.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

**7-R-fc.
(A.S.) Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Grace West Early Childhood Learning Center, to provide day care services to children and families in Newark, for period January 1, 1991 to May 31, 1991; contract shall not exceed \$55,000., funds provided by H.C.D.A., XVI.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-R-fd.
(A.S.)

Resolution authorizing the President of the Municipal Council, to enter into professional services contracts with various contractors, to provide training, project management, design, technical support, analysis, documentation preparation and requirements planning for Municipal Council, for period of one year, not to exceed \$100,000. in total aggregate of all services provided by said vendors, funds provided in 1991 budget. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii)).

(Essex Computers, Inc., E.M. Taylor Associates, Inc., Best Office Support Services, Frye Williams, Samuel Klein and Company, L.E. Allen Distributors, Pascale Microsystems, Cypress Computer Systems, and Advantage Systems Group)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-R-fe.
(A.S.)

Resolution amending Resolution 7-R-dn (A.S.), June 19, 1991, "Resolution amending Resolution 7-R-cj (A.S.), adopted May 15, 1991, contract with Korn Dru Academic - Sports Camp, Ltd., 16 Wychview Drive, Westfield, New Jersey 07090, for purpose of developing Drum and Bugle Corps to assist and train talented young musicians and expanding opportunities for minority youths, for period May 1, 1991 through December 31, 1991; maximum amount not to exceed \$100,000.", by reducing insurance requirements from \$2,000,000. to \$1,000,000.

(Copy of resolution and correspondence submitted to each Member to the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

MOTIONS.

7-M-a-1.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. SYLVIA REICHENSTEIN, WIFE OF THE LATE HARRY REICHENSTEIN - CITY CLERK FOR THE CITY OF NEWARK FROM 1933 TO 1971 was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-a-2.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ARCHIE KORNGUT, FORMER EMPLOYEE OF THE CITY CLERK'S OFFICE was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-a-3.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LEON W. VANNELLI was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-b.

A MOTION EXPRESSING SINCERE APPRECIATION TO MR. JOHN C. JOHNSON, ACTING MANAGER OF THE DIVISION OF PROPERTY CLEARANCE AND HIS STAFF FOR THE DEMOLITION OF ABANDONED BUILDINGS THROUGHOUT THE CITY, ESPECIALLY IN THE CENTRAL WARD was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-M-c. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. LORRAINE DAVIS OF NEWARK** was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-d. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. PEARL WOODS, GRANDMOTHER OF MS. SAUNDRA ADDISON-SIMPSON, AIDE TO COUCIL MEMBER MARIE VILLANI** was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-e. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. SOLOMON T. GLOVER OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-f. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. NANCY PETROCCIONE FERRARA OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-g. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JUAN VELAZQUEZ OF NEWARK, A RETIRED CITY EMPLOYEE** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-h. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN A. FISCHER OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-i. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HERMAN BLASI OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-j. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. SANFORD JONES OF IRVINGTON** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-k. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARY A.Z. GROSINSKI OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-l. **A MOTION SUPPORTING AN ASSEMBLY MEASURE (A-5102) WHICH WOULD FLOAT A \$325 MILLION ENVIRONMENTAL BOND TOWARDS THE UPGRADING OF POORLY-OPERATED SEWAGE TREATMENT PLANTS** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-M-m. **A MOTION SUPPORTING ASSEMBLY BILL 5078, WHICH WOULD EXPAND MEDICAID HEALTH CARE PROGRAMS FOR SOME 500,000 POOR AND DISABLED CHILDREN** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-n. **A MOTION CRITICIZING THE BUSH ADMINISTRATION FOR LIFTING ECONOMIC SANCTIONS AGAINST THE REPUBLIC OF SOUTH AFRICA AND THE ADMINISTRATION'S THREAT TO SUE STATES, CITIES (AND CONCEIVABLY UNIVERSITIES) THAT FAIL TO HEED THE WHITE HOUSE DECISION** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-o. **A MOTION SUPPORTING A STATE BANKING COMMISSION REGULATION WHICH REQUIRES (AS OF AUGUST 8, 1991) ALL STATE-CHARTERED COMMERCIAL BANKS, SAVINGS AND LOAN ASSOCIATIONS AND SAVINGS INSTITUTIONS TO NOTIFY CUSTOMERS 60 DAYS IN ADVANCE OF ALL LOCAL BRANCH CLOSINGS, A RULING ENCOURAGED BY THE COMMUNITY REINVESTMENT ACT OF 1977** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-p. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. KATHY BENNETT OF IRVINGTON** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-q. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARY L. HALL OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-r. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MAE LUCIANO CIPRIANO OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-s. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ORAN E. GARRETSON, JR. OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-t. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. BRANDON M. DILLINGHAM, SR., OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-u. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. CAROLYN FOLSOM-JEFFRIES OF EAST ORANGE, FORMER SECRETARY OF THE NEW JERSEY BLACK SOCIAL WORKERS ASSOCIATION** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-M-v.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN W. SMITH, 75, OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-w.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HOWARD BIGGERS OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-x.** **A MOTION RECOGNIZING AND COMMENDING MR. CHARLES UPSHAW, ACTING SECRETARY OF THE NEWARK ALCOHOLIC BEVERAGE CONTROL BOARD, FOR HIS DILIGENT EFFORTS IN RETIRING ABC LICENSES THROUGHOUT THE CITY** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-y.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF THE HONORABLE VINCENT P. BIUNNO, THE RETIRED, DISTINGUISHED FEDERAL DISTRICT JUDGE AND FORMER COUNSEL TO THE LATE GOVERNOR ROBERT B. MEYNER** was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-z.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. RONALD WILSON OF EAST ORANGE** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-ba.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CLAUDE VANDIVER** was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bb-1.** **A MOTION REQUESTING THAT THE ADMINISTRATION LOOK INTO THE POSSIBILITY OF REMOVING THE PUBLIC TELEPHONES LOCATED AT THE CORNERS OF (1) MT. VERNON PLACE AND SANFORD AVENUE, (2) ADAMS AND DOWING STREETS, (3) SUMMER AND SECOND AVENUE AND (4) SEVENTEENTH AVENUE AND HUNTERDON STREET AND IN ADDITION, IN FRONT OF THE CAMBRIDGE APARTMENTS ON SCHLEY STREET DUE TO THE USE OF THESE TELEPHONES BY ALLEGED DRUG DEALERS** was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-M-bb-2. A MOTION REQUESTING THAT MAYOR SHARPE JAMES HOLD ADDITIONAL FORUMS IN THE WEST WARD was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bb-3. A MOTION REQUESTING THAT THE NEWARK BOARD OF EDUCATION AND FIRST FIDELITY BANK PROVIDE THE COUNCIL WITH THE NUMBER OF ALLEGED FORGED PAYROLL CHECKS ALONG WITH THE NAMES TO THE AFFECTED EMPLOYEES was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bc. & 7-M-bd. A MOTION REQUESTING THAT THE ADMINISTRATION LOOK INTO THE POSSIBILITY OF REMOVING THE PUBLIC TELEPHONES LOCATED AT THE CORNERS OF (1) MT. VERNON PLACE AND SANFORD AVENUE, (2) ADAMS AND DOWING STREETS, (3) SUMMER AND SECOND AVENUE AND (4) SEVENTEENTH AVENUE AND HUNTERDON STREET AND IN ADDITION, IN FRONT OF THE CAMBRIDGE APARTMENTS ON SCHLEY STREET DUE TO THE USE OF THESE TELEPHONES BY ALLEGED DRUG DEALERS was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-be. A MOTION RESPECTFULLY REQUESTING MAYOR SHARPE JAMES, ALONG WITH HIS DEPARTMENT HEADS, TO MAKE THEMSELVES AVAILABLE TO HOLD COMMUNITY FORUMS WITH RESIDENTS LIVING IN THE WEST WARD, PARTICULARLY THOSE PERSONS LIVING IN THE LOWER END OF THIS WARD was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bf. A MOTION REQUESTING THAT THE DIRECTOR OF THE NEWARK ECONOMIC DEVELOPMENT CORPORATION INCORPORATED AS AN EXPANSION TO THE ENTERPRISE ZONE BOUNDARIES LAFAYETTE STREET FROM MC CARTER HIGHWAY TO THE TERMINUS OF LAFAYETTE STREET was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bg. A MOTION COMMENDING THE SPONSORS AND PARTICIPANTS OF THE ANNUAL AFRICAN NETWORK FESTIVAL WHICH WAS HELD ON AUGUST 10-11, 1991 IN DOWNTOWN NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bh. A MOTION URGING MEMBERS OF THE ESSEX COUNTY DELEGATION TO VOTE FAVORABLY FOR SENATE BILL 5259 was made by Council Member Rice, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bi. A MOTION COMMENDING THE UNITED NEGRO COLLEGE FUND FOR ITS CONTINUED INVOLVEMENT WITH THE WHITNEY YOUNG MEMORIAL FOOTBALL CLASSIC HELD ANNUALLY AT GIANT STADIUM IN EAST RUTHERFORD was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-M-bj. **A MOTION REQUESTING CORPORATION COUNSEL GLENN GRANT TO ASCERTAIN WHETHER OR NOT IT IS LEGAL FOR THE GOVERNING BODY TO ESTABLISH A COMMISSION ON CIVIL RIGHTS IN NEWARK** was made by Council Member Grant, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bk. **A MOTION CONGRATULATING MR. MICHAEL JAMES, EXECUTIVE ASSISTANT WITH THE OFFICE OF THE CITY CLERK FOR HIS ROLE IN PLANNING THE SALVATORE BONTEMPO WATER TOWER DEDICATION** was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bl. **A MOTION SUGGESTING THAT THE NEWARK YMWCA ON BROAD STREET BE STRUCTURALLY AND COSMETICALLY UPGRADED** was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bm. **A MOTION URGING THE MUNICIPAL COUNCIL TO CONDUCT A PUBLIC INFORMATION SESSION REGARDING THE SEPARATION OF DUTIES BETWEEN THE CITY ADMINISTRATION AND THE MUNICIPAL COUNCIL** was made by Council Member Branch, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bn. **A MOTION REQUESTING THAT THE LIEUTENANT OF TRAFFIC DIVISION OF THE NEWARK POLICE DEPARTMENT HAVE EMERGENCY 'NO-PARKING' SIGNS ERECTED ON STREETS WHEN THEY ARE BEING REPAVED** was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bo. **A MOTION COMMENDING MAYOR SHARPE JAMES FOR SUBMITTING NEWARK'S APPLICATION TO THE NATIONAL CIVIC LEAGUE** was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bp. **A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED FOR THE SEPTEMBER 4, 1991 REGULAR MUNICIPAL COUNCIL MEETING RESOLUTION RECOGNIZING AND COMMENDING MR. ALVIN ZACH, DIRECTOR OF ENGINEERING, CITY OF NEWARK, FOR HIS TIRELESS EFFORTS TO HELP PRESERVE THE ENVIRONMENT BY COORDINATING PROGRAMS SPECIFICALLY DESIGNED TO REMOVE HARMFUL ELEMENTS FROM OUR NEIGHBORHOODS** was made by President Tucker, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bq. **A MOTION REQUESTING THE ADMINISTRATION TO FORWARD TO THE BOARD OF EDUCATION ENOUGH FUNDS TO RESOLVE THEIR FISCAL CASH FLOW PROBLEMS** was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-br. **A MOTION REQUESTING THE BOARD OF EDUCATION TO CONSIDER MAKING THEIR MEETINGS ACCESSIBLE TO THE PEOPLE BY THE SAME TELEVISION COMMUNICATION THAT THE CITY COUNCIL USES** was made by President Tucker, seconded by President Tucker and declared adopted by Council Member Carrino by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

August 7, 1991

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a-1. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received July 10, 1991, re-appointing, subject to confirmation, Ms. Clara Little, 897 Hunterdon Street, Newark, New Jersey 07112, to serve as a Member of the Rent Control Board (Landlord Representative), for period August 7, 1991 to July 9, 1993.
(Copy of communication submitted to each Member of the Council)
(Ms. Little met with the Council August 6, 1991)

A motion to confirm the re-appointment of Ms. Clara Little, to serve as a Member of the Rent Control Board, for period August 7, 1991 to July 9, 1993, was made by the Council of the Whole.

President Tucker: Will the Council confirm the re-appointment?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This re-appointment is confirmed.

- 8-a-2. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received July 10, 1991, re-appointing, subject to confirmation, Ms. Angelina Demeo, 49 North Hawthorne Lane, Newark, New Jersey 07107, to serve as a Member of the Rent Control Board (Tenant Representative), for period August 7, 1991 to July 9, 1993.
(Copy of communication submitted to each Member of the Council)
(Ms. Demeo met with the Council August 6, 1991)

A motion to confirm the re-appointment of Ms. Angelina Demeo, to serve as a Member of the Rent Control Board, for period August 7, 1991 to July 9, 1993, was made by the Council of the Whole.

President Tucker: Will the Council confirm the re-appointment?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This re-appointment is confirmed.

- 8-a-3. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received July 10, 1991, re-appointing, subject to confirmation, Ms. Mildred Gaddy, 91 Grumman Avenue, Newark, New Jersey 07112, to serve as a Member of the Rent Control Board (Landlord Representative), for period August 7, 1991 through July 9, 1992.
(Copy of communication submitted to each Member of the Council)
(Ms. Gaddy met with the Council August 6, 1991)

A motion to confirm the re-appointment of Ms. Mildred Gaddy, to serve as a Member of the Rent Control Board, for period August 7, 1991 through July 9, 1992, was made by the Council of the Whole.

President Tucker: Will the Council confirm the re-appointment?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This re-appointment is confirmed.

- 8-a-4. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received July 10, 1991, re-appointing, subject to confirmation, Ms. Dorothy Pinnix, 42 Osborne Terrace, Newark, New Jersey 07108, to serve as a Member of the Rent Control Board (Tenant Representative), for period August 7, 1991 to July 9, 1992.
(Copy of communication submitted to each Member of the Council)
(Ms. Pinnix met with the Council August 6, 1991)

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A motion to confirm the re-appointment of Ms. Dorothy Pinnix, to serve as a Member of the Rent Control Board, for period August 7, 1991 to July 9, 1992, was made by the Council of the Whole.

President Tucker: Will the Council confirm the re-appointment?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This re-appointment is confirmed.

- 8-a-5. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received July 10, 1991, appointing, subject to confirmation, Mr. Jose L. Retamar, 601 Parker Street, Newark, New Jersey 07104, to serve as a Member of the Rent Control Board (Homeowner Representative), for period August 7, 1991 to August 9, 1993.**
(Copy of communication submitted to each Member of the Council)
(Mr. Retamar met with the Council August 6, 1991)

A motion to confirm the appointment of Mr. Jose L. Retamar, to serve as a Member of the Rent Control Board, for period August 7, 1991 to August 9, 1993, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This appointment is confirmed.

- 8-b. The City Clerk presented **Communication from Business Administrator Monteilh, received July 29, 1991, enclosing proposed "Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6(c) for years 1989, 1990 and 1991 on property owned by Mt. Zion Baptist Church and located at 216 Broadway, Block 525, Lot 30, Newark, New Jersey."**
(\$614.80 - 1989; \$679.60 - 1990; \$339.80 - 1991, plus applicable interests and costs)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 4, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 8-c-1. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received July 10, 1991, re-appointing, subject to confirmation, Mr. Martin Hofler, 102 Oakland Terrace, Newark, New Jersey 07106, to serve as a Member of the Newark Parking Authority, for period August 7, 1991 to October 20, 1993.**
(Copy of communication submitted to each Member of the Council)
(Mr. Hofler met with the Council August 6, 1991)

A motion to confirm the re-appointment of Mr. Martin Hofler, to serve as a Member of the Newark Parking Authority, for period August 7, 1991 to October 20, 1993, was made by the Council of the Whole.

President Tucker: Will the Council confirm the re-appointment?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This re-appointment is confirmed.

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- 8-c-2. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received July 10, 1991, re-appointing, subject to confirmation, Mr. Lloyd James Oxford, 1000 Kensington Avenue, Plainfield, New Jersey 07060, to serve as a Member of the Newark Parking Authority, for period August 7, 1991 to October 20, 1995.
(Copy of communication submitted to each Member of the Council)
(Mr. Oxford met with the Council August 6, 1991)

A motion to confirm the re-appointment of Mr. Lloyd James Oxford, to serve as a Member of the Newark Parking Authority, for period August 7, 1991 to October 20, 1995, was made by the Council of the Whole.

President Tucker: Will the Council confirm the re-appointment?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This re-appointment is confirmed.

- 8-d-1. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received July 10, 1991, appointing, subject to confirmation, Ms. Joan Boyle, 1881 North Gate Road, Scotch Plains, New Jersey 07076, to serve as a Member of the Transportation Commission.
(Copy of communication submitted to each Member of the Council)
(Ms. Boyle met with the Council August 6, 1991)

A motion to confirm the appointment of Ms. Joan Boyle, to serve as a Member of the Transportation Commission, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This appointment is confirmed.

- 8-d-2. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received July 5, 1991, appointing, subject to confirmation, Mr. Arthur T. Powell, 33 Mountain Way, West Orange, New Jersey 07052, to serve as a Member of the Transportation Commission.
(Copy of communication submitted to each Member of the Council)
(Mr. Powell met with the Council August 6, 1991)

A motion to confirm the appointment of Mr. Arthur T. Powell, to serve as a Member of the Transportation Commission, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This appointment is confirmed.

- 8-d-3. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received July 5, 1991, appointing, subject to confirmation, Ms. Theresa Marshall, 167-A Pennsylvania Avenue, Newark, New Jersey 07114, to serve as a Member of the Transportation Commission.
(Copy of communication submitted to each Member of the Council)

A motion to confirm the appointment of Ms. Theresa Marshall, to serve as a Member of the Transportation Commission, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This appointment is confirmed.

- 8-d-4. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received July 5, 1991, appointing, subject to confirmation, Dr. Louis Pignataro, 230 Jay Street, Brooklyn, New York 11201, to serve as a Member of the Transportation Commission.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the appointment of Dr. Louis Pignataro, to serve as a Member of the Transportation Commission, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This appointment is confirmed.

- 8-d-5. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received July 5, 1991, appointing, subject to confirmation, Mr. Roger Pratt, 32 Marilyn Street, Basking Ridge, New Jersey 07920, to serve as a Member of the Transportation Commission.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the appointment of Mr. Roger Pratt, to serve as a Member of the Transportation Commission, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This appointment is confirmed.

- 8-d-6. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received July 5, 1991, appointing, subject to confirmation, Mr. Daniel Eatman, 224 Warwick Avenue, South Orange, New Jersey 07079, to serve as a Member of the Transportation Commission.

(Copy of communication submitted to each Member of the Council)
(Mr. Eatman met with the Council August 6, 1991)

Council Member Rice, through the Chair, directed the City Clerk to communicate with Mayor James, with respect to Mr. Eatman's failure to either provide fencing, demolish or rehabilitate the abandoned gas station located on the corner of Eighteenth and Stuyvesant Avenues in Newark, and urge the Mayor to remind Mr. Eatman that as owner of the aforementioned structure, he has an obligation to this City and he should rectify the problem as soon as possible.

A motion to confirm the appointment of Mr. Daniel Eatman, to serve as a Member of the Transportation Commission, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Not Voting: Council Member Rice.

President Tucker: This appointment is confirmed.

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8-d-7.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received July 5, 1991, appointing, subject to confirmation, Honorable Jackie R. Mattison, to serve as a Member of the Transportation Commission.
(Copy of communication submitted to each Member of the Council)

A motion to confirm the appointment of Honorable Jackie Mattison, to serve as a Member of the Transportation Commission, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This appointment is confirmed.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received July 9, 1991, enclosing proposed "Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Halsey Street and Academy Street."

(Intersection:

Halsey Street and Academy Street

Right Turn on Red Prohibition

South Halsey Street to West on Academy Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation)

A motion directing the City Clerk to place this ordinance on the September 4, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received July 9, 1991, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on South 10th Street."

(Deleting:

South 10th Street - east side

from Woodland Avenue to Springfield Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the September 4, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received July 9, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control,' (6-S & F-ba), adopted July 16, 1986, as amended (To create the title of Office Services Manager/Rent Regulation Officer and to abolish the title of Manager, Office of Boards in the Department of Land Use Control)."

(Office Services Manager/ (1) 1/1/90 \$43,062.00 - \$52,342.00

Rent Regulation Officer)

(Creating new title and abolishing old in accordance with title standardization of New Jersey Department of Personnel. No change in salary. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 4, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

8-h.

The City Clerk presented Communication from Acting Business Administrator D'Auria, received July 17, 1991, enclosing proposed "Ordinance amending Sections 23:5-1, 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on street parking regulations on State Street."

(Deleting:

23:5-1 - Parking Prohibited At All Times

State Street - both sides, from Dr. Martin Luther King, Jr. Boulevard to Broad Street.

Adding:

State Street - south side, from Dr. Martin Luther King, Jr. Boulevard to Broad Street.

Adding:

23:5-2 - Parking Prohibited At Certain Times

State Street - north side, from Dr. Martin Luther King, Jr. Boulevard to Broad Street, from 7:00 A.M. to 6:00 P.M., Mondays through Fridays)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion directing the City Clerk to place this ordinance on the September 4, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

8-i.

The City Clerk presented Communication from Acting Business Administrator D'Auria, received July 17, 1991, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Birks Place."

(Birks Place - Both sides from Hawthorne Avenue to Nye Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion directing the City Clerk to place this ordinance on the September 4, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

8-j.

The City Clerk presented Communication from Acting Business Administrator D'Auria, received July 17, 1991, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Spruce Street and Quitman Street."

(Spruce Street - Northside

Beginning 205 feet west of the westerly curblin of Quitman Street and extending 111 feet westerly therefrom)

Quitman Street - Westside

Beginning 491 feet south of the southerly curblin of Spruce Street and extending 90 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion directing the City Clerk to place this ordinance on the September 4, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 8-k. Communication from Acting Business Administrator D'Auria, received July 19, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Principal Auditor in the Department of Finance)."
(Principal Auditor 1 1/1/90 \$25,939.36 - \$31,164.23
(35 Hours))
(Creating new title in Water Accounting and Customer Service. Represented by Newark Council 21, Civil Service Association. Increase will be handled by internal transfer.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-k on page 5 in the minutes of this meeting)

- 8-l. The City Clerk presented Communication from Business Administrator Monteilh, received July 24, 1991, enclosing proposed "Ordinance amending Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by amending Section 23:5-11.2, Mandatory Impounding of Illegally Parked Vehicles."
(Mandates the impounding of motor vehicles illegally parked in front of public or private driveway and posted "Tow Away Zones")
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion directing the City Clerk to place this ordinance on the September 4, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 8-m. Communication from Business Administrator Monteilh, received July 24, 1991, enclosing proposed "Ordinance authorizing the Director of Department of Development to acquire privately owned properties within the Old Third Ward Urban Renewal Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq."
(607-609 Dr. Martin Luther King, Jr. Boulevard, Block 2508, Lot 34) (Central Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-l, on page 6 in the minutes of this meeting)

- 8-n. Communication from Business Administrator Monteilh, received July 29, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services,' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Supervising Code Enforcement Officer in the Department of Health and Human Services)."
(Supervising Code (1) 1/1/91 \$30,472.16 - \$37,040.13
Enforcement Officer
(40 Hours))
(Creating new title in Department of Health and Human Services required for supervision of Lead Poisoning Control Inspectors. Funded from grant funds. Represented by A.F.S.C.M.E. Local 2297 (Supervisors)).
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-m, on page 6 in the minutes of this meeting)

8-o.

The City Clerk presented Communication from Business Administrator Monteilh, received July 29, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To create the title of Apprentice Electrician and to abolish the title of Electricians Helper in the Department of General Services)."

| | | |
|-------------|--------|---|
| (Apprentice | 1/1/91 | \$23,611.92 - \$25,145.87 - \$25,773.21 |
| Electrician | 1/1/92 | 24,792.52 - 26,403.16 - 27,061.87 |
| (35 Hours)) | | |

(Creating new title and abolishing old which more appropriately describes duties and responsibilities of employee. No change in salary. Represented by Building Trades Bargaining Committee.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 4, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

8-p.

The City Clerk presented Communication from Business Administrator Monteilh, received July 29, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development,' (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Management Information Systems Specialist in the Department of Development)."

| | | | |
|-------------------------|-----|--------|---------------------------|
| (Management Information | (1) | 1/1/91 | \$40,880.22 - \$49,325.24 |
| Systems Specialist | | | |
| (35 Hours)) | | | |

(Creating title in Department of Development which more appropriately describes duties and responsibilities of employee. Old title is common title. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 4, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

8-q.

Communication from Business Administrator Monteilh, received July 29, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c), adopted May 4, 1977, as amended and supplemented (To create the titles of Senior Operator, Automated Typewriter and Supervisor of Data Entry Machine Operations and to abolish the title of Administrative Assistant in the Office of the Mayor)."

| | | | |
|----------------------|-----|--------|---------------------------|
| (Senior Operator | (1) | 1/1/91 | \$21,052.06 - \$24,785.53 |
| Automated Typewriter | | | |
| (35 Hours) | | | |

| | | | |
|--------------------------|-----|--------|-----------------------|
| Supervisor of Data Entry | | | |
| Machine Operations | (1) | 1/1/91 | 21,052.06 - 24,785.53 |
| (35 Hours)) | | | |

(Creating new titles and abolishing old to more appropriately describe duties and responsibilities of employees. Old titles are common titles. Fiscal Impact approximately \$1,500. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-n, on page 7 in the minutes of this meeting)

August 7, 1991

- 8-r. The City Clerk presented Communication from Business Administrator Monteilh, received July 29, 1991, enclosing proposed "Ordinance granting permission to New Jersey Bell Telephone Company to construct and maintain a cross connect box within an easement area described herein and located in Block 554, Lot 14."
(Highland Avenue) (North Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 4, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 8-s.
(A.S.) Communication from Business Administrator Monteilh, received August 7, 1991, enclosing proposed "Bond ordinance providing for the acquisition of computer equipment for the Department of Health and Human Services and appropriating \$1,000,000. therefor and authorizing the issuance of \$950,000. Bonds or Notes of the City for Financing the cost and making the down payment for said improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey."
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Debt Statement Filed)

(For action on this item, see Ordinance 6-F-o, on page 7 in the minutes of this meeting)

- 8-t.
(A.S.) The City Clerk presented Communication from Business Administrator Monteilh, received August 7, 1991, enclosing proposed "Bond ordinance reappropriating cash balances from previously adopted Bond ordinances and determining that said appropriations, including Bond proceeds from previously issued Bonds, are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations in the amount of \$381,000., and transferring \$381,000. to the Capital Surplus Fund and providing for funding for the Performing Arts Center, and appropriation \$1,000,000. therefor, including \$381,000. from the Capital Surplus Fund, and authorizing the issuance of \$588,050. of Bonds or Notes of the City for financing the cost of said improvement authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

A motion directing the City Clerk to place this ordinance on the September 4, 1991 Agenda of the Municipal Council for first reading was made by Council Member Rice, seconded by President Tucker and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

- 9-a. The City Clerk presented Communication from Business Administrator Monteilh, received June 10, 1991, enclosing proposed, "Ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 19, Wreckers; Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By increasing the towing rates from bus lanes; including the same rates for Scofflaw Towing & Towing of Illegally parked cars; and allowing for mileage).
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Assistant Corporation Counsel Mrozik, Lieutenant Charles Dughi, Auto Squad, met with the Council August 6, 1991)

A motion to defer action on the ordinance was made Council Member Rice, seconded by Council Member Carrino and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Branch.

August 7, 1991

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NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from July 17, 1991 to July 29, 1991:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|-------------------------------------|-----------------------|
| Polish Falcons of America | 10450 |
| Grace Reformed Baptist Church, Inc. | 10510 |

RAFFLE LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Ironbound Educational and Cultural Center | 10501 |
| St. Rose of Lima Church | 10504 |
| Parent Association of Saint Benedict Elementary School | 10506 |
| Polish Falcons of America | 10507 |
| St. Vincent Academy Parent and Guardian Guild | 10508 |
| Our Lady of Fatima Church | 10509 |
| Combined Societies of Saint Patrick's | 10511 |
| Beneficencia Algarvia Inc. | 10512 |

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Branch.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Branch.

This meeting adjourned at 4:02 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

100



143
Newark, New Jersey, August 9, 1991

An adjourned meeting of a special meeting of August 7, 1991 of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Conference Room, Room 304, Third Floor, City Hall, Newark, New Jersey, at 11:00 A. M.

City Clerk Marasco called the meeting to order at 11:30 A. M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

City Clerk Marasco read letter dated July 9, 1991, from Council President Tucker, calling for a special meeting of the Municipal Council for Wednesday, August 7, 1991, at 11:00 A. M., or as soon thereafter as practical and other scheduled special meeting dates, in the Council Conference Room, Room 304, Third Floor, City Hall, Newark, New Jersey for the purpose of **Holding a public hearing on the amendments to the 1991 City of Newark Budget and any other related actions deemed necessary including consideration of final adoption of the budget.**

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on July 9, 1991, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco, citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another day or hour.'"

The City Clerk stated this meeting is adjourned to Tuesday, August 13, 1991, at 10:00 A. M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, New Jersey.

This meeting adjourned at 11:32 P. M.

APPROVED:



Robert P. Marasco
City Clerk

144

Newark, New Jersey, August 13, 1991

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, at 10:00 A. M.

City Clerk Marasco called the meeting to order at 10:30 A. M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

City Clerk Marasco read letter dated August 9, 1991, from Council President Donald Tucker, calling a special meeting of the Municipal Council for Tuesday, August 13, 1991, at 10:00 A. M., or as soon thereafter as practical in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, for the purpose of considering the following legislation:

Resolution by the Municipal Council requesting the New Jersey Enterprise Zone Authority to allow the City of Newark to further expand its enterprise zone by adding thereto Lafayette Street from Broad Street easterly to its terminus.

Resolution of settlement with Estate of Irving Polster.

Resolution approving agreement between City of Newark and the Port Authority of New York/New Jersey to loan \$25.3 million to Passaic Valley Sewerage Commission.

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on August 9, 1991, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco, citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another day or hour.'"

The City Clerk stated this meeting is adjourned to Wednesday, August 14, 1991, at 10:00 A. M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, New Jersey.

This meeting adjourned at 10:32 P. M.

APPROVED:



Robert P. Marasco
City Clerk

145

Newark, New Jersey, August 13, 1991

An adjourned meeting of a special meeting of August 7, 1991 and August 9, 1991 of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Conference Room, Room 304, Third Floor, Newark, New Jersey, at 11:00 A. M.

City Clerk Marasco called the meeting to order at 11:30 A. M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

City Clerk Marasco read letter dated July 9, 1991, from Council President Tucker, calling a special meeting of the Municipal Council for Wednesday, August 7, 1991, at 11:00 A. M., or as soon thereafter as practical and other scheduled meeting dates, in the Council Conference Room, Room 304, Third Floor, City Hall, Newark, New Jersey, for the purpose of **Holding a public hearing on the amendments to the 1991 City of Newark Budget and any other related actions deemed necessary including consideration of final adoption of the budget.**

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231,

Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on July 9, 1991, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco, citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another day or hour.'"

The City Clerk stated this meeting is adjourned to Tuesday, August 14, 1991, at 11:00 A. M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, New Jersey.

This meeting adjourned at 11:32 P. M.

APPROVED:



Robert P. Marasco
City Clerk

Spec. Mtg., 8-13-91

146

Newark, New Jersey, August 14, 1991

An adjourned meeting of a special meeting of August 13, 1991 of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Conference Room, Third Floor, City Hall, Newark, New Jersey, at 10:00 A. M.

City Clerk Marasco called the meeting to order at 10:30 A. M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

City Clerk Marasco read letter dated August 9, 1991, from Council President Donald Tucker, calling a special meeting of the Municipal Council for Tuesday, August 13, 1991, at 10:00 A. M., or as soon thereafter as practical in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, for the purpose of considering the following legislation:

Resolution by the Municipal Council requesting the New Jersey Enterprise Zone Authority to allow the City of Newark to further expand its enterprise zone by adding thereto Lafayette Street from Broad Street easterly to its terminus.

Resolution of settlement with Estate of Irving Polster.

Resolution approving agreement between City of Newark and the Port Authority of New York/New Jersey to loan \$25.3 million to Passaic Valley Sewerage Commission.

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on August 9, 1991, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco, citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another day or hour.'"

The City Clerk stated this meeting is adjourned to Tuesday, August 20, 1991, at 10:00 A. M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, New Jersey.

This meeting adjourned at 10:32 P. M.

APPROVED:



Robert P. Marasco
City Clerk

147

Newark, New Jersey, August 14, 1991

An adjourned meeting of a special meeting of August 7, 1991, August 9, 1991 and August 13, 1991 of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Conference Room, Room 304, Third Floor, Newark, New Jersey, at 11:00 A. M.

City Clerk Marasco called the meeting to order at 11:30 A. M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

City Clerk Marasco read letter dated July 9, 1991, from Council President Tucker, calling a special meeting of the Municipal Council for Wednesday, August 7, 1991, at 11:00 A. M., or as soon thereafter as practical and other scheduled special meetings dates in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, for the purpose of **Holding a public hearing on the amendments to the 1991 City of Newark Budget and any other related actions deemed necessary including consideration of final adoption of the budget.**

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on July 9, 1991, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco, citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another day or hour.'"

The City Clerk stated this meeting is adjourned to Tuesday, August 20, 1991, at 11:00 A. M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, New Jersey.

This meeting adjourned at 11:32 P. M.

APPROVED:



Robert P. Marasco
City Clerk

Spec. Mtg., 8-14-91

148

Newark, New Jersey, August 20, 1991

An adjourned meeting of a special meeting of August 13, 1991, and August 14, 1991, of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, City Hall, Newark, at New Jersey, 11:43 A.M.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Branch, Martinez, Rice, Villani,
President Tucker, Robert P. Marasco, Clerk of the Municipal Council.
Absent: Council Members Bradley, Carrino, Grant, Harris.

(Council Member Harris arrived 11:44 A.M.)

City Clerk Marasco read letter dated August 9, 1991, from Hon. Donald Tucker, President of the Municipal Council calling a special meeting of the Municipal Council for Tuesday, August 13, 1991, at 10:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, to discuss the following legislation:

Resolution by the Municipal Council requesting the New Jersey Enterprise Zone Authority to allow the City of Newark to further expand its enterprise zone by adding thereto Lafayette Street from Broad Street easterly to its terminus.

Resolution of settlement with Estate of Irving Polster.

Resolution approving agreement between City of Newark and the Port Authority of New York/New Jersey to loan \$25.3 million to Passaic Valley Sewerage Commission.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, and by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on August 9, 1991, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

(Council Member Harris arrived at 11:44 A.M.)

RESOLUTIONS.

7-R-a. (S-1)

Resolution by the Municipal Council requesting the New Jersey Enterprise Zone Authority to allow the City of Newark to further expand its enterprise zone by adding thereto Lafayette Street from Broad Street, easterly to its terminus.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Villani,
President Tucker.

Absent: Council Members Bradley, Carrino, Grant.

August 20, 1991

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7-R-b. (S-1)

Resolution authorizing Director of Finance to issue check in amount of \$21,844.68, payable to Estate of Irving Polster, c/o Whiple, Ross and Hirsh, P.C., 120 Madison Avenue, Madison, New Jersey 07940-1465, upon receipt of executed Release from the Estate. (Represents compensation for 402 days of earned compensatory time while employed as Analyst in the Office of the City Clerk)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Carrino, Grant.

7-R-c. (S-1)

Resolution authorizing Mayor to enter into and execute agreement with Port Authority of New York and New Jersey providing for Port Authority's financial assistance to Passaic Valley Sewerage Commission to help defray increased cost of sludge disposal as result of ban on ocean dumping; does not require expenditure of municipal funds.

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Villani.

Not Voting: President Tucker.

Absent: Council Members Bradley, Carrino, Grant.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Carrino, Grant.

This meeting adjourned at 11:47 A.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, at 11:47 A.M.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Branch, Harris, Martinez, Rice, Villani,
President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Council Members Bradley, Carrino, Grant.

(Council Member Carrino arrived 11:48 A.M.)

City Clerk Marasco read letter dated August 14, 1991, from Hon. Donald Tucker, President of the Municipal Council, calling a special meeting of the Municipal Council for Tuesday, August 20, 1991, at 10:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304, Third Floor, City Hall to consider the following legislation:

Resolution ratifying and authorizing Mayor and Director of Development to enter into and execute contract with The Centre, Inc., a New Jersey Non-Profit Corporation, for rehabilitating 23-25 Elizabeth Avenue, to provide a Day Care Facility for low and moderate income families, for period August 1, 1991 to July 31, 1992, The Centre, Inc. to receive funds totalling \$50,000.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on August 14, 1991, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a. (S-2)

Resolution ratifying and authorizing Mayor and Director of Development to enter into and execute contract with The Centre, Inc., a New Jersey Non-Profit Corporation, for rehabilitating 23-25 Elizabeth Avenue, to provide a Day Care Facility for low and moderate income families, for period August 1, 1991 to July 31, 1992, The Centre, Inc. to receive funds totalling \$50,000.

A motion to adopt the resolution was made by Council Member Branch, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Harris, Martinez, Rice, Villani,
President Tucker.

Absent: Council Members Bradley, Carrino, Grant.

(Council Member Carrino arrived 11:48 A.M.)

Spec. Mtg., #2 8-20-91

Newark, New Jersey, August 20, 1991

An adjourned meeting of a special meeting of the Municipal Council of the City of Newark, New Jersey, scheduled for August 7, 1991, and August 9, 1991, and August 13, 1991 and August 14, 1991, was held on the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, at 11:50 A.M., for the purpose of holding a public hearing on the amendments to the 1991 City of Newark Municipal Budget and to consider any other related actions deemed necessary including consideration of final adoption of the budget.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Council Members Bradley, Grant.

(Council Member Bradley arrived 12:58 P.M.)

The City Clerk: A hearing on the Introduced Budget of the City of Newark, for the Year 1991 was established, held and closed on the 19th day of June, 1991. The Municipal Budget was introduced pending amendments by the Division of Local Government Services.

On July 31, 1991, the Municipal Council amended the Budget and ordered the amendment to be published in The Star Ledger issue of August 6, 1991. The hearing on the amendments and any other related actions deemed necessary including consideration of final adoption of the budget was adjourned to the 20th day of August, 1991, in the Council Conference Room, Room 304, Newark City Hall, at 11:00 A. M., or as soon thereafter as the Council can convene.

Three copies of the amending resolution in the proper form, certified by the City Clerk, having been adopted by the Governing Body, were submitted to the Director of Local Government Services on August 6, 1991. Said amendments were verbally approved pending further amendments by the Division of Local Government Services on August 13, 1991.

This being the date, time and place for the public hearing on the amendments to the Budget of the City of Newark for the Year 1991, the President is respectfully requested to declare open the hearing on the amendments as advertised in the August 6, 1991 issue of The Star Ledger.

President Tucker: The hearing on the amendments to the Budget of the City of Newark for the Year 1991, as advertised, is now declared open.

MR. BRENDAN O'FLAHERTY, 23 REYNOLDS PLACE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the increased tax rate of the City of Newark.

A lengthy discussion was held by the Members of the Municipal Council.

No one else appearing, a motion to close the hearing on the amendments was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Grant.

(Council Member Bradley arrived 12:58 P.M.)

RESOLUTIONS.**7-R-a. (S-3)**

Resolution further amending the Budget for the Year 1991 as approved May 15, 1991 and amended on July 31, 1991.

The City Clerk read the following:

WHEREAS, the local Municipal Budget for the Year 1991 was approved on the fifteenth day of May, 1991; and amended on the thirty-first day of July, 1991,

WHEREAS, the public hearing on said budget and amendment has been held as advertised; and

WHEREAS, it is desired to further amend said approved budget;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Newark, County of Essex, that the following amendments to the amended budget of 1991 be made:

GENERAL REVENUES:

| | <u>FROM</u> | <u>TO</u> |
|--|--------------|--------------|
| 3. Miscellaneous Revenues: | | |
| Licenses - Other | 916,800.00 | 920,084.16 |
| Municipal Purpose Tax Assistance Act of 1980 - Additional | 4,037,227.00 | 2,918,356.00 |
| Municipal Purpose Tax Assistance Act of 1980 - Additional | -0- | 55,462.00 |
| State and Federal Revenues OFF-SET with Appropriations: | | |
| Five Percent Gross Receipts: | | |
| Tax Trust Fund for Hazardous Waste Facilities: | | |
| Hazardous Materials Emergency Response Training and Equipment | | |
| Specification and Procurement Project | 723,230.50 | 233,128.74 |
| Other Special Items: | | |
| Fox Lance Limited Dividends- Additional | -0- | 434,000.00 |
| Revenue from New Taxes- Payroll Taxes-Additional | -0- | 223,500.00 |

GENERAL REVENUES: (Continued)

| | <u>FROM</u> | <u>TO</u> |
|--|----------------|----------------|
| 3. Miscellaneous Revenues: (Continued) | | |
| State and Federal Revenues OFF-SET with Appropriations: (Continued) | | |
| Due from Federal Government - Open Space and Neighborhood Facilities Grant | -0- | 406,000.00 |
| Total Miscellaneous Revenues | 296,226,049.74 | 295,739,323.14 |
| 5. Subtotal General Revenues (Items 1,2, 3 and 4) | 313,990,249.74 | 313,503,523.14 |
| 7. Total General Revenues | 395,694,828.24 | 395,208,101.64 |
| 8. General Appropriations | | |
| (A) Operations - within "CAPS" | | |
| DEPARTMENT OF POLICE: | | |
| Division of Police: | | |
| Salaries and Wage: | | |
| Personnel Services | 41,240,967.00 | 36,480,667.00 |
| Total - Salaries and Wages | 48,911,392.00 | 44,151,092.00 |
| TOTAL - DEPARTMENT OF POLICE | 51,325,254.00 | 46,564,954.00 |
| Total Operations (Item 8(A) within "CAPS" | 214,335,269.00 | 209,574,969.00 |
| Total Operations including Contingent within "CAPS" | 214,335,269.00 | 209,574,969.00 |
| Salaries and Wages | 125,919,321.00 | 121,159,021.00 |
| (H-1) Total General Appropriations for Municipal Purposes within "CAPS" | 245,573,659.89 | 240,813,359.89 |
| Additional Appropriations OFF-SET by Revenues (N.J.S.40A:4-43.3h) | | |
| Municipal Revitalization Program | | |
| Department of Police: | | |
| Division of Police: | | |
| Personnel Services | 2,440,000.00 | 8,319,171.00 |
| TOTAL - MUNICIPAL REVITALIZATION PROGRAM | 4,040,000.00 | 9,919,171.00 |

August 20, 1991

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8. GENERAL APPROPRIATIONS: (Continued)
(A) Operations - Excluded from "CAPS"

State and Federal Program OFF-SET by
Revenues:

| | <u>FROM</u> | <u>TO</u> |
|--|----------------|----------------|
| Municipal Purpose Tax Assistance Act of 1980 | | |
| Police Department: | | |
| Salaries and Wages: | | |
| Other Salaries and Wages | 2,422,336.00 | 1,303,465.00 |
| TOTAL - MUNICIPAL PURPOSE TAX ASSISTANCE | 4,037,227.00 | 2,918,356.00 |
| Five Percent Gross Receipts Tax Trust Fund for Hazardous Waste Facilities: | | |
| Hazardous Materials Emergency Response Training and Equipment Specifications and Procurement Project | 723,230.50 | 233,128.74 |
| Total Operations- Excluded from "CAPS" | 82,896,533.74 | 87,166,731.98 |
| Salaries and Wages | 11,037,847.00 | 15,798,147.00 |
| Other Expenses | 71,858,686.74 | 71,368,584.98 |
| (D) Municipal Debt Service-Excluded from "CAPS" | | |
| Payment of Interest-Qualified-E.I.C.A. | 2,794,107.50 | 2,795,000.00 |
| Refunding Bonds: | | |
| Interest on Refunding Bonds | 1,198,892.67 | 1,198,893.00 |
| Total Municipal Debt Service-Excluded from "CAPS" | 14,529,168.17 | 14,530,061.00 |
| (E) Deferred Charges-Municipal Excluded from "CAPS" | | |
| (1) Deferred Charges: Deficit-Assessment Trust Fund | -0- | 2,482.33 |
| Total Deferred Charges - Municipal Excluded from "CAPS" | 1,203.00 | 3,685.33 |
| (H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS" | 113,418,098.35 | 117,691,671.75 |
| (O) Total General Appropriations- Excluded from "CAPS" | 123,748,168.35 | 128,021,741.75 |
| (L) Subtotal General Appropriations (Items (H-1) and (O)) | 369,321,828.24 | 368,835,101.64 |
| Total General Appropriations | 395,694,828.24 | 395,208,101.64 |
| 10. DEDICATED REVENUES FROM WATER UTILITY: | | |
| Operating Surplus Anticipated | 3,046,645.01 | 3,062,242.08 |
| Total Operating Surplus Anticipated | 3,046,645.01 | 3,062,242.08 |
| Total Water Utility Revenues | 27,411,802.21 | 37,427,399.28 |

August 20, 1991

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11. APPROPRIATIONS FOR WATER UTILITY:

| | <u>FROM</u> | <u>TO</u> |
|---|---------------|---------------|
| Operating: | | |
| Debt Service: | | |
| Emergency Water Projects Payments | 350,000.00 | 357,000.00 |
| Deferred Charges and Statutory Expenditures | | |
| Deferred Charges | | |
| Overexpenditures-1989 | -0- | 8,597.07 |
| Total - Water Utility Appropriations | 37,411,802.21 | 37,427,299.28 |

BE IT FURTHER RESOLVED, that three copies of this resolution be filed forthwith in the Office of the Director, Division of Local Government Services for his certification of the 1991 Local Municipal Budget as amended.

BE IT FURTHER RESOLVED, that this complete amendment, be published in The Star Ledger in the issue of August 23, 1991.

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the Governing Body on the 20th day of August, 1991.

A lengthy discussion was held by the Members of the Municipal Council.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, Villani, President Tucker.
No: Council Members Carrino, Martinez.
Absent: Council Member Grant.

7-R-b. (S-3)

Resolution adopting the Budget for the Year 1991 as approved May 15, 1991 and amended July 31, 1991 and further amended August 20, 1991.

The City Clerk read the following:

SUMMARY OF REVENUES:

1. GENERAL REVENUES:

| | |
|------------------------------------|----------------|
| Miscellaneous Revenues Anticipated | 295,739,323.14 |
| Receipts from Delinquent Taxes | 17,764,200.00 |

2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES
(Item 6(a), Sheet 11)

81,704,578.50

TOTAL REVENUES

395,208,101.64

5. GENERAL APPROPRIATIONS:

Within "CAPS"

| | |
|---|----------------|
| (a & b) Operations including Contingent | 209,574,969.00 |
| (e) Deferred Charges and Statutory Expenditures-Municipal | 30,763,390.89 |
| (f) Judgements | 475,000.00 |

Excluded From "CAP"

| | |
|--|---------------|
| (a) Operations - Total Operations Excluded from "Caps" | 87,166,731.98 |
| (c) Capital Improvements | 255,000.00 |
| (d) Municipal Debt Service | 14,530,061.00 |
| (e) Deferred Charges - Municipal | 3,685.33 |
| (g) Cash Deficit | 15,736,193.44 |
| (k) For Local District School Purposes | 10,330,070.00 |

6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY
(N.J.S. 40A:4-13) 26,373,000.00

TOTAL APPROPRIATIONS 395,208,101.64

A lengthy discussion was held by the Members of the Municipal Council.

A motion to adopt the resolution was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Harris, Villani, President Tucker.
No: Council Members Carrino, Martinez, Rice.
Absent: Council Member Grant.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Grant

This meeting adjourned at 1:30 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

A special meeting of the Municipal Council the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, Second Floor, City Hall, Newark, New Jersey, at 2:35 P.M.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Grant, Harris, Rice,
President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Council Members Carrino, Martinez, Villani.

City Clerk Marasco read letter dated August 22, 1991, from His Honor, Mayor Sharpe James, calling a special meeting of the Municipal Council, for Tuesday, August 27, 1991, at 10:A.M., or as soon thereafter as practical to consider the following legislation:

Bond Ordinance reappropriating cash balances from previously adopted bond ordinances and determining that said appropriations, including bond proceeds from previously issued bonds, are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations in the amount of \$381,000., and transferring \$381,000., to the Capital Surplus Fund and providing for funding for the Performing Arts Center, and appropriating \$1,000,000. therefor, including \$381,000. from the Capital Surplus Fund, and authorizing the issuance of \$588,050. of bonds or notes of the City for financing the cost of said improvement authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

City Clerk Marasco further read letter dated August 23, 1991, from His Honor, Mayor Sharpe James, requesting the following be added to the call of the special meeting for Tuesday, August 27, 1991, at 10:00 A.M., or as soon thereafter as practical to consider the following legislation:

Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, National Park Service, Department of the Interior/Newark Symphony Hall Renovation (portion) Project, sum of \$1,492,000.; item available from National Park Service, Department of the Interior.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notices of this meeting have been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notices of this meeting were similarly disseminated on August 22, 1991, and August 23, 1991 at the time of their receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

ORDINANCES ON FIRST READING.

President Tucker called for ordinances on first reading.

6-F-a. (S)

The City Clerk read **Bond Ordinance reappropriating cash balances from previously adopted bond ordinances and determining that said appropriations, including bond proceeds from previously issued bonds, are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations in the amount of \$381,000., and transferring \$381,000., to the Capital Surplus Fund and providing for funding for the Performing Arts Center, and appropriating \$1,000,000. therefor, including \$381,000. from the Capital Surplus Fund, and authorizing the issuance of \$588,050. of bonds or notes of the City for financing the cost of said improvement authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.**

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Debt Statement Filed)
(Awaiting approval of Debt Statement)

August 27, 1991

A motion to adopt the ordinance on first reading was made by Council Member Grant, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, President Tucker.

Absent: Council Members Carrino, Martinez, Villani.

President Tucker: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 18, 1991.

RESOLUTIONS.

7-R-a. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, National Park Service, Department of the Interior/Newark Symphony Hall Renovation (portion) Project, sum of \$1,492,000.; item available from National Park Service, Department of the Interior.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, President Tucker.

Absent: Council Members Carrino, Martinez, Villani.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, President Tucker.

Absent: Council Members Carrino, Martinez, Villani.

This meeting adjourned at 2:48 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

Newark, New Jersey, September 4, 1991

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Prior to the regularly scheduled meeting, presentations were made by the Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in Municipal Court, Part V, 31 Green Street, Street, Newark, New Jersey, at 1:50 P.M.

The audience arose for the National Anthem.

The invocation was offered by Council Member Ralph T. Grant, Jr.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker; City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Albert Mrozik, Public Relations Consultants Delores Wheat, Lois Redisch, Harold Edwards, Legislative Research Officers Elmer Herrmann and Tom Jones, Lieutenants Edward Lucas and Archibald Davis, Sergeants-At-Arms.
Absent: Council Member Carrino.

(Council Member Carrino arrived 2:40 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council."

In addition, the agenda of this meeting was similarly disseminated on August 29, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented **Interim Report of the City of Newark, for six months ended June 30, 1991, submitted by Samuel Klein and Company, External Auditors.**
(Copy submitted to each Member of the Council)

A motion that the Interim Report be received and staff study made thereon to the Council was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 4-b. The City Clerk presented **Report on City of Newark Examination of Accounts for Year 1989, submitted by Samuel Klein and Company, External Auditors.**
(Copy submitted to each Member of the Council)

A motion that the 1989 Audit Report be received and staff study be made thereon to the Council was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 4-c. The City Clerk presented **Copy of Minutes of Special Meeting of Housing Authority of City of Newark, held May 28, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 4-d The City Clerk presented **Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held June 20, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 4-e. The City Clerk presented **1990 Annual Report of Department of Administration.**

A motion that the 1990 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 4-f. The City Clerk presented **1990 Annual Report of Department of Development.**

A motion that the 1990 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 4-g. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held July 12, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 4-h. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held July 12, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 4-i. The City Clerk presented **Reports of Office of City Clerk, for months of April, May and June, 1991.**

A motion that the Reports be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 4-j. The City Clerk presented **Copy of Minutes of Meeting of Joint Meeting Maintenance, held July 18, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

4-k.

The City Clerk presented **Quarterly Report of Tax Abatement Projects and Special taxes as of June 30, 1991, submitted by Ronald W. Jean, Finance Director.**
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

BOARD OF ADJUSTMENT APPEAL.

4-A-1.

The City Clerk read **In the matter of application of Rui M. Freitas, Applicant and Antonio and Deolinda Batista, Owners, under contract to permit in a second industrial district construction of a two story automobile body and fender repair and spray painting shop and with entrance conducive to a back-out maneuver; and subject to site plan approval, on premises 87-91 Lafayette Street and 15-21 Columbia Street.**

(Copy of transcript submitted to each Member of the Council)

(William R. Mikesell, Gladys Cancel, Richard A. Riffel, Herbert Baumer, Frances Torres, Benjamin Torres, Robert A. Silva, Maria Julia Gravato, Iris C. Torres, Victor Cruz, Theresa Silva, Joseph Mon, Ana Marques, Gumerzindo Andre, Steven S. Perlmutter, Jose Matos, Luz M. Torres, Fausto Matos, Manuel Da Gracia, Salvador Lijo, Francisco Lijo, Emilo Cosme, H. Perret, Appellants)

(Board of Adjustment hearing held June 26, 1991)

(Transcript filed July 20, 1991)

The Board of Adjustment at its regular meeting held June 26, 1991, approved the application by 5 ayes and 2 nays.

The transcript in connection with this matter was received July 20, 1991, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On August 21, 1991, the City Clerk notified the applicant, the applicants' attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting September 4, 1991, at 1:00 P.M., in Municipal Court, Part V, Third Floor, 31 Green Street, Newark, N.J.

President Tucker stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment In the matter of application of Rui M. Freitas, Applicant and Antonio and Deolinda Batista, Owners, under contract to permit in a second industrial district construction of a two story automobile body and fender repair and spray painting shop and with entrance conducive to a back-out maneuver; and subject to site plan approval, on premises 87-91 Lafayette Street and 15-21 Columbia Street. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No new testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and place for the appeal to commence.

A motion to defer action on the Board of Adjustment Appeal until the meeting of October 2, 1991, at the request of the Appellant's Attorney was made by Council Member Martinez, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

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4-A-2.

The City Clerk read In the matter of application of Reverend Franklin Greenaway (Elizabeth of Newark Inc.), Applicant, Christian Love Baptist Church, Inc., owner, to permit in a second business district the conversion of an existing church to a fast food restaurant (Wendy's), on premises 462-466 Chancellor Avenue, Newark, New Jersey. (South Ward)

(Copy of transcript submitted to each Member of the Council)

(Ms. Jessica Hill, Appellant)

(Board of Adjustment hearing held July 17, 1991)

(Transcript filed August 16, 1991)

The Board of Adjustment at its regular meeting held July 17, 1991, approved the application by 5 ayes and 2 nays.

The transcript in connection with this matter was received August 16, 1991, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On August 19, 1991, the City Clerk notified the applicant, the applicants' attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting September 4, 1991, at 1:00 P.M., in Municipal Court, Part V, Third Floor, 31 Green Street, Newark, N.J.

President Tucker stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment in the matter of application of Reverend Franklin Greenaway (Elizabeth of Newark Inc.), Applicant, Christian Love Baptist Church, Inc., owner, to permit in a second business district the conversion of an existing church to a fast food restaurant (Wendy's), on premises 462-466 Chancellor Avenue, Newark, New Jersey. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No new testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and place for the appeal to commence.

Mr. John Hague, Attorney for the Applicant, Mr. Michael D'Angelo, Operations Individual from Wendy's and Reverend Franklin Greenaway, Applicant addressed the Members of the Municipal Council requesting them to affirm the decision of the Board of Adjustment to grant a variance on this property.

A lengthy discussion was held by the Members of the Municipal Council.

(Council Member Carrino arrived 2:40 P.M.)

A motion to dismiss the appeal for lack of prosecution and to affirm the the decision of the Board of Adjustment granting a variance permitting the conversion of an existing church to a fast food restaurant (Wendy's) based upon the following conditions was made by Council Member Bradley, seconded by Council Member Grant.

Establishment shall open at 10:30 A.M. and close at 11:00 P.M. daily.

Applicant shall retain a security guard at the premises from 6:00 P.M. until closing daily.

Applicant shall install an appropriate amount of shrubbery, bushes and greenery in order to provide a proper exterior to the appearance of the fast food restaurant.

Every effort will be made by the owner to hire at least 75% of the employees from the residents of the City of Newark.

Maintenance of the area will conform to the ordinances adopted by the Municipal Council.

The motion was declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani,

President Tucker.

Absent During Roll Call: Council Member Martinez.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Tucker called for Ordinances on First Reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by designating River Street as a one-way Street.**

(Deleting:
River Street, Westbound, from Raymond Boulevard to McCarter Highway)
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

- 6-F-b. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Jefferson Street and Elm Street.**

(Jefferson Street and Elm Street: Stop signs shall be installed on all approaches)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

- 6-F-c. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Ellery Avenue and Sandford Place.**

(Ellery Avenue and Sandford Place: Stop signs shall be installed on all approaches)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

- 6-F-d. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Chestnut Street and Adams Street.**

(Chestnut Street and Adams Street: Stop signs shall be installed on all approaches)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

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September 4, 1991

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

6-F-e.

The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Chestnut Street as a Through Street.

(Chestnut Street:

Between Broad Street and Mulberry Street

Between McCarter Highway and Adams Street

Between Adams Street and Denbigh Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

6-F-f.

The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Jefferson Street as a Through Street.

(Jefferson Street:

Between Elm Street and East Kinney Street

Between East Kinney Street and Chestnut Street

Between Chestnut Street and South Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

6-F-g.

The City Clerk read An ordinance amending Section 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended, by changing parking prohibited at all times on Clinton and Halsey Streets to parking prohibited between the hours of 7 A.M. to 6 P.M. on Clinton and Halsey Streets.

(Deleting: Clinton Street, north side, from Broad to Lawrence Street.

Adding:

No parking at any time between the hours of 7 A.M. and 6 P.M.

Clinton Street, north side, from Broad Street to Mulberry Street;

Halsey Street, between Washington Place and Branford Place, east and west sides).

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

- 6-F-h. The City Clerk read **An ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6(c) for years 1989, 1990 and 1991 on property owned by Mt. Zion Baptist Church and located at 216 Broadway, Block 525, Lot 30, Newark, New Jersey.**
(\$614.80 - 1989; \$679.60 - 1990; \$339.80 - 1991, plus applicable interests and costs)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Councilmen Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on September 17, 1991.

- 6-F-i. The City Clerk read **An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Halsey Street and Academy Street.**

(Intersection:
Halsey Street and Academy Street

Right Turn on Red Prohibition
South on Halsey Street to West on Academy Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Councilmen Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on September 17, 1991.

- 6-F-j. The City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on South 10th Street.**

(Deleting:
South 10th Street - east side
from Woodland Avenue to Springfield Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

6-F-k.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control," (6-S & F-ba) adopted July 16, 1986, as amended (To create the title of Office Services Manager/Rent Regulation Officer and to abolish the title of Manager, Office of Boards in the Department of Land Use Control).

(Office Services Manager/ (1) 1/1/90 \$43,062.00 - \$52,342.00
Rent Regulation Officer)

(Creating new title and abolishing old in accordance with title standardization of New Jersey Department of Personnel. No change in salary. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Councilmen Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on September 17, 1991.

6-F-1.

The City Clerk read An ordinance amending Sections 23:5-1, 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on street parking regulations on State Street.

(Deleting:

23:5-1 - Parking Prohibited At All Times

State Street - both sides, from Dr. Martin Luther King, Jr. Boulevard to Broad Street.

Adding:

State Street - south side, from Dr. Martin Luther King, Jr. Boulevard to Broad Street.

Adding:

23:5-2 - Parking Prohibited At Certain Times

State Street - north side, from Dr. Martin Luther King, Jr. Boulevard to Broad Street, from 7:00 A.M. to 6:00 P.M., Mondays through Fridays)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Council Member Villani, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Councilmen Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on September 17, 1991.

6-F-m.

The City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Birks Place.**

(Birks Place - Both sides from Hawthorne Avenue to Nye Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on September 17, 1991.

6-F-n.

The City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Spruce Street and Quitman Street.**

(Spruce Street - Northside

Beginning 205 feet west of the westerly curblin of Quitman Street and extending 111 feet westerly therefrom.

Quitman Street - Westside

Beginning 491 feet south of the southerly curblin of Spruce Street and extending 90 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on September 17, 1991.

6-F-o.

The City Clerk read **An ordinance amending Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by amending Section 23:5-11.2, Mandatory Impounding of Illegally Parked Vehicles.**

(Mandates the impounding of motor vehicles illegally parked in front of public or private driveway and posted "Tow Away Zones")

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to table the ordinance and directing the City Clerk to invite Business Administrator Monteilh, Police Director Celester and Engineering Director Zach to meet with the Municipal Council at its September 10, 1991 special conference was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Tucker, President Tucker.

Absent During Roll Call: Council Member Martinez.

6-F-p.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To create the title of Apprentice Electrician and to abolish the title of Electricians Helper in the Department of General Services).

| | | |
|-------------|--------|---|
| (Apprentice | 1/1/91 | \$23,611.92 - \$25,145.87 - \$25,773.21 |
| Electrician | 1/1/92 | 24,792.52 - 26,403.16 - 27,061.87 |
| (35 Hours)) | | |

(Creating new title and abolishing old which more appropriately describes duties and responsibilities of employee. No change in salary. Represented by Building Trades Bargaining Committee.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on September 17, 1991.

6-F-q.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development," (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Management Information Systems Specialist in the Department of Development).

| | | | |
|-------------------------|-----|--------|---------------------------|
| (Management Information | (1) | 1/1/91 | \$40,880.22 - \$49,325.24 |
| Systems Specialist | | | |
| (35 Hours)) | | | |

(Creating title in Department of Development which more appropriately describes duties and responsibilities of employee. Old title is common title. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading and directing the City Clerk to request Personnel Director D'Auria to assure the Municipal Council, in writing prior to adoption on final reading, that since the old title is not being eliminated the number of employees serving in this title will be reduced by one was made by Council Member Villani, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will will come up for a public hearing and be considered for further action at a rescheduled meeting on September 17, 1991.

6-F-r.

The City Clerk read An ordinance granting permission to New Jersey Bell Telephone Company to construct and maintain a cross connect box within an easement area described herein and located in Block 554, Lot 14.

(Highland Avenue) (North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on September 17, 1991.

A motion to consider Item 8-a on Ordinances on First Reading was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-F-s.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Development (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create certain position titles and to abolish others in the Department of Development).

(Creating 7 new titles and abolishing 6 titles in accordance with standard titles of New Jersey Department of Personnel. Fiscal impact is approximately \$1,700. Represented by Newark Council #21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading and directing the City Clerk to request Personnel Director D'Auria to submit information as to why only six titles are being deleted while seven are being created and also to assure there will be no increase in the number of employees during the fiscal crisis of the City was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on September 17, 1991.

A motion to consider Item 8-i on Ordinances on First Reading was made by President Tucker, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-F-t.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor" (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create the title of Parking Meter Collector in the Department of Finance).

(Parking Meter 1 1/1/91 \$18,734.52 - \$22,021.17
Collector (35 Hours))

(Creating new title in Department of Finance. Funds will be transferred from vacant position. Represented by Newark Council #21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on September 17, 1991.

A motion to consider Item 8-c on Ordinances on First Reading was made by Council Member Martinez, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President.

6-F-u.

The City Clerk read An ordinance granting permission to Rutgers University to construct and maintain chilled water lines within an easement area described herein and located in Warren Place and New Street.

(East and Central Wards)

(Copy of ordinance and correspondence submitted to each Member of the Council)

September 4, 1991

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on September 17, 1991.

A motion to consider Item 8-d on Ordinances on First Reading was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President.

F-v.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Kearny Street as a one-way street. (North Ward)

(Kearny Street, eastbound, between Garside Street and Broadway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on September 17, 1991.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Guaranty Ordinance of the City of Newark, in the County of Essex of the State of New Jersey regarding the payment of the principal of and interest on certain capital equipment program lease revenue bonds of the Essex County Improvement Authority in an aggregate principal amount not exceeding \$6,000,000. for the purpose of providing additional security in connection with the Authority's Capital Equipment Leasing Program.

WHEREAS, The Essex County Improvement Authority (the "Authority") has been duly created by a resolution of the Board of Chosen Freeholders of the County of Essex, State of New Jersey (the "County") duly adopted as a public body corporate and politic of the State of New Jersey pursuant to and in accordance with the County Improvement Authorities Law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State of New Jersey (the "State"), and the acts amendatory thereof and supplemental thereto (the "Act");

WHEREAS, the Authority is authorized by law, specifically Section 11 of the Act (N.J.S.A. 40:37A-54(a)), to provide public facilities for the use of the County and municipalities and certain local governmental units located within the County (collectively, the "Local Units");

WHEREAS, the Local Units are authorized by law, specifically Section 35 of the Act (N.J.S.A. 40:37A-78), to enter into and perform any lease with the Authority for the lease to or use by the Local Units of all or any part of any public facility or facilities;

WHEREAS, pursuant to the terms of the Act and certain Capital Equipment Lease Purchase Agreements to be entered into by the Authority and the Local Units (the "Lease Agreements"), including, without limitation, the City of Newark (the "Municipality Lease Agreement"), the Authority intends to finance the acquisition of certain capital equipment (the "Equipment") as set forth on Exhibit A to the respective Lease Agreements, including, without limitation, the Municipality Lease Agreement (the "Municipality Equipment") and as set forth in Resolution No. 7REF of the governing body of the Municipality adopted June 19, 1991, through the issuance of the Authority's Capital Equipment Program [County Guaranteed] Revenue Bonds, Series 1991 (the "Bonds");

WHEREAS, pursuant to the terms of the Municipality Lease Agreement, the Authority contemplates conveying certain of its right, title and interest in and to the Municipality Equipment to the Municipality for the terms thereof;

WHEREAS, the expiration of the term of such Municipality Lease Agreement creates certain rights in the Municipality, including without limitation the right to purchase the Authority's right, title and interest in the Municipality Equipment, all as more fully set forth in the Municipality Lease Agreement; 3

WHEREAS, the Bonds shall be purchased with the proceeds of the Authority's Capital Equipment Program Local Unit Guaranteed Lease Revenue Bonds, Series 1991 (the "Local Unit Bonds"), which Local Unit Bonds will be issued in several series, one series to finance the Equipment for each Local Unit, including without limitation, one series for the Municipality to finance the Municipality Equipment (the "Applicable Bonds");

WHEREAS, the principal of, redemption premium, if any, and interest on the Applicable Bonds shall be paid from certain rental payments to be made by the Municipality in accordance with the terms of the Municipality Lease Agreement and as otherwise set forth in the Municipality Lease Agreement; and

WHEREAS, in order to induce the prospective purchasers of the Applicable Bonds to purchase same, the Applicable Bonds shall otherwise be secured by this ordinance unconditionally and irrevocably guaranteeing the principal of and interest on the Applicable Bonds, all pursuant to Section 37 of the Act (N.J.S.A. 40:37A-80) (the "Municipality Guaranty").

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NOW, THEREFORE, BE IT ORDAINED by the governing body of the City of Newark as follows:

Section 1. This guaranty ordinance shall be adopted by the governing body of the Municipality in the manner provided for adoption of a bond ordinance as provided in the Local Bond Law, constituting Chapter 169 of the Pamphlet Laws of 1960 of the State, as amended (the "Local Bond Law"), codified as N.J.S.A. 40A:2-1, et seq.

Section 2. Pursuant to and in accordance with the terms of the Act, specifically Section 37 of the Act (N.J.S.A. 40:37A-80), the Municipality is hereby authorized to and hereby shall unconditionally and irrevocably guarantee the punctual payment of the principal of and interest on the Applicable Bonds in an aggregate principal amount not exceeding \$6,000,000, which Applicable Bonds are to be issued to finance the purchase of the Municipality Equipment as described in the preamble hereof, on such terms and conditions as may be agreed to by and between the Municipality and the Authority. Upon the endorsement of the Applicable Bonds referred to in Section 3 below, the Municipality shall be unconditionally and irrevocably obligated to pay the principal of and interest on the Applicable Bonds in the same manner and to the same extent as in the case of bonds issued by the Municipality and accordingly, the Municipality shall be unconditionally and irrevocably obligated to levy ad valorem taxes upon all the taxable property within the Municipality for the payment thereof without limitation as to rate or amount when required under the provisions of applicable law.

Section 3. The Director of Finance ("Director") of the Municipality shall, by manual or facsimile signature, execute an endorsement on each of the Applicable Bonds evidencing this guaranty by the Municipality as to the punctual payment of the principal of and interest thereon. The endorsement on each Applicable Bond shall be in substantially the following form, and absent the fully executed endorsement in such following form on any such Applicable Bond, such Applicable Bond shall not be entitled to the benefits of this guaranty ordinance:

GUARANTY OF THE CITY OF NEWARK IN THE COUNTY OF ESSEX OF THE STATE OF NEW JERSEY

The payment of the principal of and interest on the within Bond is hereby fully, unconditionally and irrevocably guaranteed by the City of Newark in the County of Essex of the State of New Jersey (the "Municipality"), and the Municipality is unconditionally and irrevocably liable for the payment, when due, of the principal of and interest on this Bond.

IN WITNESS WHEREOF, the Director of Finance of the City of Newark in the County of Essex of the State of New Jersey, has caused this Guaranty to be executed by the manual or facsimile signature of its Director of Finance.

CITY OF NEWARK IN THE COUNTY OF ESSEX
OF THE STATE OF NEW JERSEY

By: _____
Name: Ronald W. Jean
Title: Director of Finance

Section 4. It is hereby found, determined and declared by the governing body of the Municipality that:

(a) This guaranty ordinance may be adopted notwithstanding any statutory debt or other limitations, including particularly any limitation or requirement under or pursuant to the Local Bond Law, but the aggregate principal amount of the Applicable Bonds which shall be entitled to the benefits of this guaranty ordinance, being an amount not to exceed \$6,200,000, shall, after their issuance, be included in the gross debt of the Municipality for the purpose of determining the indebtedness of the Municipality under or pursuant to the Local Bond Law.

(b) The principal amount of Applicable Bonds entitled to the benefits of this guaranty ordinance and included in the gross debt of the Municipality shall be deducted and is hereby declared to be and to constitute a deduction from such gross debt under and for all the purposes of the Local Bond Law (i) from and after the time of issuance of the Applicable Bonds until the end of the fiscal year beginning next after the completion of acquisition of the Municipality Equipment and (ii) in any annual debt statement filed pursuant to the Local Bond Law as of the end of said fiscal year or any subsequent fiscal year if the revenues or other receipts or moneys of the Authority in such year are sufficient to pay its expenses of operation and maintenance in such year and all amounts payable in such year on account of the principal and interest on all such guaranteed Applicable Bonds, all bonds of the Municipality issued as provided in Section 36 of the Act (N.J.S.A. 40:37A-79) and all bonds of the Authority issued under the Act.

Section 5. The following matters are hereby determined, declared, recited and stated:

(a) The maximum principal amount of Applicable Bonds of the Authority which are hereby and hereunder guaranteed as to the punctual payment of the principal thereof and interest thereon is and the maximum estimated cost of the Municipality Equipment to be financed in accordance with the transaction contemplated hereby is \$6,000,000.

(b) The purpose described in this guaranty ordinance is not a current expense of the Municipality and no part of the cost thereof has been or shall be assessed on property specially benefitted thereby.

(c) A supplemental debt statement of the Municipality has been duly made and filed in the office of the Clerk of the Municipality, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State, and such debt statement shows that while the gross debt of the Municipality, as defined in the Local Bond Law, is increased by this guaranty ordinance by \$6,000,000 in accordance with the provisions of the Act, the net debt of the Municipality is not increased, and the obligation of the Municipality authorized by or incurred pursuant to the terms of this guaranty ordinance is permitted by an exception to the debt limitations of the Local Bond Law which exception is contained in the Act.

(d) All other items to be contained in a bond ordinance adopted pursuant to the Local Bond Law are hereby determined to be inapplicable to the Municipality's guaranty of the Applicable Bonds hereby.

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Section 6. A certified copy of this ordinance as passed on first reading, and an application shall be filed with the Local Finance Board (the "Board") pursuant to the terms of N.J.S.A. 40A:3-1, et seq., and previous resolutions authorizing the City to issue bonds as "Qualified Bonds", and, if applicable, the Director may apply to have the guaranty of bonds authorized herein, issued as a "qualified bond guaranty". Within sixty (60) days after the submission of the application and the certified copy of this ordinance, if applicable, the Board shall cause its consent to be endorsed upon the ordinance authorizing the adoption of said ordinance and, if the bond guaranty authorized herein qualifies to be issued as a "Qualified Bond Guaranty" pursuant to N.J.S.A. 40A:3-1, et seq., authorizing the issuance of the qualified bond guaranty, if it shall be satisfied, and it shall be recorded by resolution that the Municipality is entitled to issue its guaranty as a "Qualified Bond Guaranty."

Section 7. This guaranty ordinance shall take effect at the time and in the manner provided by law, but in any event no later than upon the issuance of the Applicable Bonds.

STATEMENT

Guaranty Ordinance authorizing the City to provide a guaranty of bonds, of the Essex County Improvement Authority not to exceed \$6,000,000, issued to finance the acquisition of various improvements and equipment for use by and in the City.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard. and be heard.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance ratifying and authorizing the execution of a Lease Agreement between the Leaguers, Inc., Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 731 Clinton Avenue, Block 3010, Lot 43, for the sum of \$25,200., per year for a period of twelve months.

WHEREAS, the premises commonly known as 731 Clinton Avenue, Block 3010, Lot 43, on the Official Tax Maps and Tax Duplicate (year 1990) of the City of Newark, New Jersey, is needed for public purposes; and,

WHEREAS, the City of Newark, Tenant, and the Leaguers, Inc., Landlord, desire to enter into a lease agreement for the premises, commonly known as 731 Clinton Avenue, Block 3010, Lot 43, period beginning January 1, 1991 and ending December 31, 1991 for the sum of \$25,200.00.

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September 4, 1991

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with the Leaguers, Inc., Landlord, for the leasing of the premises, commonly known as 731 Clinton Avenue, Block 3010, Lot 43, pursuant to N.J.S.A. 40A:12-15, for the period of January 1, 1991 through December 31, 1991.

Section 2. The Municipal Council of the City of Newark hereby ratifies the lease agreement between the City of Newark, Tenant, and the Leaguers, Inc., Landlord, for the leasing of the premises, commonly known as 731 Clinton Avenue, Block 3010, Lot 43, for the period beginning January 1, 1991 to the adoption of this Ordinance.

Section 3. The City of Newark shall, as a consideration for said lease agreement, pay the owner the total sum of \$25,200.00 in equal monthly installments of \$2,100.00, for the term of the lease, beginning January 1, 1991 and ending December 31, 1991.

Section 4. A copy of the lease agreement is attached hereto and made part hereof.

Section 5. A copy of this lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 7. Attached hereto is a Certification from the Municipal Comptroller in the amount of \$12,600.00 which represents the amount encumbered from the 1991 Temporary Budget through June 30, 1991. No funds will be expended under the Contract in excess of \$12,600.00 unless and until there is received from the Municipal Comptroller a Certification indicating that funds have been appropriated for the balance of the Contract.

Statement:

Passage of this Ordinance will ratify and authorize a lease agreement between the City of Newark, Tenant, and the Leaguers, Inc., Landlord, for utilization of 731 Clinton Avenue as the South Ward Senior Citizen Center. The period of the lease agreement will be from January 1, 1991 through December 31, 1991 and the total consideration for said period shall be \$25,200.00.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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September 4, 1991

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Armed Security Guard required, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented: to add a definition of Armed Security Guards to increase the number of units effected by the ordinance and to increase the penalty for a violation to \$1,000.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Armed Security Guard Required, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and the same is hereby further amended and supplemented to read in its entirety as follows:

15:13-1. Armed Security Guard Required

Except as is otherwise herein provided, all public and private housing complexes in the City of Newark, New Jersey, which contain over 225 housing units shall be required to have present on the premises an armed security guard for eight hours of every twenty-four hours during each day of a year. Housing units which are situated on the grounds of hospitals, regularly patrolled by a security force, and wherein such grounds are revisited by a security patrol at least once per hour, shall be exempt from the requirement of maintaining an armed security guard on the premises. The provisions of this section shall not apply to any dwelling unit which is a condominium development or any rental or condominium complexes with units each having an individual exterior entrance.

15:13-2. Definitions

A housing unit for the purposes of this chapter shall be any complex whose function is to provide housing for over 225 families.

An armed security guard shall be a guard armed with a handgun, who is licensed or otherwise allowed by law to carry such a weapon while performing the duties of a security guard.

15:13-3. Penalty.

Violations of this ordinance (chapter) by any person or corporation shall be punishable by a fine of at least \$100.00 but not exceeding \$1,000.00 or by imprisonment for a term not exceeding 90 days, or by a period of community service not to exceed 90 days. Each day's violation of this ordinance (chapter) shall constitute a separate offense.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This ordinance exempts armed security guard service for complexes with less than 150 units, it also adds a definition of an armed security guard and increases the penalty allowed by the ordinance to \$1,000.00.

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President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh, Presiding Judge Minor, Corporation Counsel Grant and Development Director Lucas to meet with the Municipal Council at its September 10, 1991 Special Conference; further directing the City Clerk to request the above individuals to be prepared to discuss in detail the enforcement procedures used in enforcing Security Guard Ordinance 6-S & F-e, March 6, 1990 as well as information on Rented Dwelling Ordinance 6-S & F-g, September 2, 1987 was made by Council Member Grant, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Principal Auditor in the Department of Finance).

(Creating new title in Water Accounting and Customer Service. Represented by Newark Council 21, Civil Service Association. Increase will be handled by internal transfer.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 2 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Principal Auditor 1 1/1/90 \$25,939.36 - 31,164.23
2765 (35 Hrs.)

SECTION 2. The hereinabove position title shall become effective June 24, 1991.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This position is being requested to enable the Division of Water Accounting and Customer Service to have the audit capability to review the division's accounting records.

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President Tucker called for those desiring to be held on the ordinance to approach the rail, give their name and address and be heard.

To one appearing, a motion to close the hearing and defer action on the ordinance and directing the City Clerk to request Personnel Director D'Auria to submit information as to why there is no deletion of an old title when a new one is being created and to assure the Municipal Council, in writing, if there is no deletion there will not be any extra person hired in the old title was made by Council Member Tucker, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Director of Department of Development to acquire privately owned properties within the Old Third Ward Urban Renewal Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

WHEREAS, Municipal Council of the City of Newark (hereinafter referred to as Council") by Ordinance 6S&FF, adopted a redevelopment plan for the project area entitled "Old Third Ward Urban Renewal Redevelopment Plan", dated February 20, 1991, (hereinafter referred to as the "Redevelopment Plan") and;

WHEREAS, by Resolution 7RW 082058, the Council of the City of Newark adopted a resolution blighting said area;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. That the privately owned properties located within the Old Third Ward Urban Renewal Redevelopment Area, more specifically identified on Exhibit A, attached hereto and made a part hereof are needed for public purposes.

Section 2. That the premises identified in Exhibit A shall be purchased by the City of Newark through its Department of Development for the appraised amount, subject to the Director of Development's right to increase said offers in accordance with N.J.S.A. 40A:12-5(a)(1).

Section 3. That the Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents necessary to effectuate the acquisition of the property identified in Exhibit A.

Section 4. That the Corporation Counsel be and is hereby authorized to record said deeds with the Register of Essex County, after said deeds have been approved by him as to form and further attested to and acknowledged by the City Clerk.

Section 5. That a copy of executed deeds shall be filed in the Office of the City Clerk the Director of the Department of Development.

Section 6. In the event, the owners of the properties identified in Exhibit A refuse to accept the offer of the City of Newark, the Corporation Counsel be and is hereby authorized to institute legal proceedings in the Superior Court of New Jersey, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq, to acquire said premises.

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Section 7. The Corporation Counsel be and is hereby authorized to secure legally appropriated sums from the Finance Department to pay to the Clerk of the Superior Court the estimated value of said property as identified in Exhibit A.

Section 8. The Corporation Counsel is further authorized to secure any and all additional funds required by the Superior Court of New Jersey to pay any differences in the determined Fair Market Value and the Estimated Fair Market Value deposited in said court.

Section 9. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT:

This Ordinance authorizes the Department of Development to acquire property at 607-609 Dr. Martin Luther King Boulevard, Block 2508, Lot 34 located in Old Third Ward Urban Renewal Redevelopment Area.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

No: Council Member Carrino.

President Tucker: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Supervising Code Enforcement Officer in the Department of Health and Human Services).

(Creating new title in Department of Health and Human Services required for supervision of Lead Poisoning Control Inspectors. Funded from grant funds. Represented by A.F.S.C.M.E. Local 2297 (Supervisors)).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Supervising Code 1 1/1/91 \$30,472.16 - 37,040.13
Enforcement Officer
7380 (40 Hrs.)

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SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The ordination of this title is necessary to provide supervision for four Lead Poisoning Control Inspectors who were transferred from the Department of Land Use Control to the Division of Community Health, Lead Poison Control Program.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Villani, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c), adopted May 4, 1977, as amended and supplemented (To create the titles of Senior Operator, Automated Typewriter and Supervisor of Data Entry Machine Operations and to abolish the title of Administrative Assistant in the Office of the Mayor).

(Creating new titles and abolishing old to more appropriately describe duties and responsibilities of employees. Old titles are common titles. Fiscal Impact approximately \$1,500. Represented by Newark Council 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(a) of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, as amended and supplemented to create the following titles:

(a) Office of the Mayor and Agencies

POSITION

Senior Operator, Automated Typewriter
5012 (35 Hrs.) 1 1/1/91 \$21,052.06 - 24,785.53

Supervisor of Data Entry Machine Operations
5183 (35 Hrs.) 1 1/1/91 \$21,052.06 - 24,785.53

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SECTION 2. Section 1(a) of the aforementioned ordinance be further amended to abolish the following title:

(a) Office of the Mayor and Agencies

POSITION

Administrative Assistant
A346 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles hours of employment, annual minimum or annual maximum salaries which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

These newly created titles more appropriately describes the duties and responsibilities of employees currently serving in the titles of "Secretarial Assistant".

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond ordinance providing for the acquisition of computer equipment for the Department of Health and Human Services and appropriating \$1,000,000. therefore and authorizing the issuance of \$950,000. bonds or notes of the City for financing the cost and making the down payment for said improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK,
IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all
the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement and purpose described in
Section 3 of this bond ordinance is hereby authorized as a general

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improvement to be made or acquired by the City of Newark, County of Essex, New Jersey (hereinafter referred to as the "City"). For the said improvement or purpose stated in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$1,000,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$50,000 as the down payment for said improvement or purpose required by Law, N.J.S.A. 40A:2-11, and now available by virtue of a provision in a previously adopted budget of the City and currently available for down payment or capital improvement purposes, as required by the Local Bond Law of New Jersey.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$1,000,000 appropriation not otherwise provided hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$950,000 pursuant to the Local Bond Law (N.J.S.A. 40A:2-1, et seq.).

Section 3. (a) The aggregate sum of an amount not to exceed \$1,000,000 is hereby appropriated by the City for the following project and improvement as described by project number, description of improvement or purpose, authorized amount, method of financing, and amount of bonds or notes authorized:

| <u>Project Number</u> | <u>Capital Purpose</u> | <u>Author- ized Amount</u> | <u>Down Payment Capital Improvement Fund and/or Capital Surplus Fund</u> | <u>Estimated Maximum Amount of Bonds & Notes</u> |
|---------------------------|---|------------------------------------|--|--|
| 90B5 | Acquisition of Computer Equipment, and all improvements, costs and appurtenances related thereto, for the Department of Health and Human Services of the City of Newark | \$1,000,000 | \$50,000 | \$950,000 |

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(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$950,000.

(c) The estimated cost of said purpose is \$ 1,000,000 the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$50,000 down payment for said purposes.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose as described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law (N.J.S.A. 40A:2-22), according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance is (each of which shall be undertaken in accordance with a project description, or plans and specifications on file with the City Department of Administration) as follows:

| <u>Project Number</u> | <u>Capital Purpose</u> | <u>Author- ized Amount</u> | <u>Period of Usefulness</u> |
|---------------------------|---|------------------------------------|-------------------------------------|
| 90B5 | Acquisition of Computer Equipment, and all improvements, costs and appurtenances related thereto, for the Department of Health and Human Services of the City of Newark | \$1,000,000 | 5 years |

The average period of usefulness of said purpose within the limitations of the Law, N.J.S.A. 40A:2-22, and taking into consideration the amount of the said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 5 years.

(c) The Supplemental Debt Statement required by said Law (N.J.S.A. 40A:2-42) has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in the Law is increased by this bond ordinance by \$950,000 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) Amounts not exceeding \$50,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Law may be included as part of the costs of said improvement and are included in the foregoing estimate thereof.

Section 5. Each of the bonds authorized herein shall be designated "Qualified Bond (Qualified pursuant to the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq.)" and shall contain a recital that it is issued pursuant to Title 40A of the New Jersey Statutes and is entitled to the benefits of the provisions of the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq. Within ten (10) days after the date of issuance of qualified bonds, the City shall certify to the State Treasurer the name and address of the paying agent, the maturity schedule, interest rate and dates of payment of debt service on such qualified bonds. The bonds must be registered bonds, registered as to both principal and interest, or as consistent with any applicable law in effect as of the date of issuance. The form, date, denomination, interest rate and maturity of the bonds shall be as hereafter determined by resolution of the Municipal Council.

Section 6. The Director of Finance of the City of Newark ("Chief Financial Officer") is hereby authorized to issue temporary notes or loan bonds (hereinafter "notes") of the City. All notes issued hereunder shall mature at such time and bear interest at

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such rate or rates as may be determined by the Chief Financial Officer; provided that no note shall mature later than one (1) year from its date. Except as to terms or conditions with respect to such notes as may be fixed or required by the Local Finance Board pursuant to N.J.S.A. 40A:3-6, the Chief Financial Officer of the City is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution and said officer's signature upon said notes shall be conclusive as to such determination; and all such notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8, N.J.S.A. 40A:2-28 and N.J.S.A. 40A:3-6. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale in such amounts as said officer may determine at not less than par and to deliver them to the purchaser thereof upon receipt of payment of the purchase price, plus accrued interest from their date to the date of delivery thereof and payment therefor. The Chief Financial Officer is authorized and directed to report in writing to the Municipal Council at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 7. The Chief Financial Officer is further authorized to determine the terms of the Bonds, and enter into any contracts or agreements to implement the issuance of the Bonds including agreements for bond insurance, rating agencies, printing, financial advisors, auditors and legal services, which terms and agreements shall be consistent with the Local Bond Law, or other applicable law and consistent with the terms of this ordinance. The Chief Financial Officer is directed to report in writing to the Municipal Council at the meeting next succeeding the entering into said contracts, agreements and determinations pursuant to this ordinance.

Section 8. An application and a certified copy of this

ordinance as passed on first reading shall be filed with the Local Finance Board (the "Board") to qualify the bonds pursuant to the Municipal Qualified Bond Act. Upon satisfactory investigation by the Board, the Board may, by resolution, determine that the City is entitled to issue qualified bonds. Within sixty (60) days after the submission of the application and the certified copy of this ordinance, the Board shall cause its consent to be endorsed upon the ordinance authorizing the issuance of the qualified bonds if it shall be satisfied, and it shall be recorded by resolution that the City is entitled to issue qualified bonds.

Section 9. Any funds received from the State of New Jersey, or the County of Essex or any of their agencies or any funds received from the United States of America or any of its agencies or from any other source in aid of such purpose, shall be applied to the payment of the cost of such purpose, or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent such funds are so used.

Section 10. It is hereby determined that the period within which the bonds shall mature shall be not more than thirty (30) years and shall be consistent with Section 4(b) hereof.

Section 11. The Capital Budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available for public inspection.

Section 12. The governing body of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking an action in order to preserve the tax-exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

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Section 13. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the City, and unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 14. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 15. This bond ordinance shall take effect twenty (20) days after the first publication thereof, after final adoption, as provided by said Local Bond Law.

STATEMENT

Bond Ordinance providing for the acquisition of computer equipments for the Department of Health & Human Services.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance awaiting approval of Debt Statement from the Division of Local Government Services was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for Ordinances on Second Reading and Final Passage.

6-S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To create certain position titles and to abolish others in the Department of General Services) D00 6/19/91
(Creates 9 titles; abolishes 15 titles)

(Ordinance restructures table of organization in order to effectuate economies in Department of General Services. Represented by various collective bargaining units)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to table the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Members Harris, Rice.

Hearings of Citizens.

- 6-HC-a. **MR. ANDREW WASHINGTON, 123 HANSBURY AVENUE, NEWARK, NEW JERSEY** addressed the Members of the Municipal Council expressing his opposition to police dogs being used to deter crime.

A lengthy discussion was held by the Members of the Municipal Council.

- 6-HC-b. **MR. KABILI TAYARI, 119 SUNSET AVENUE, NEWARK, NEW JERSEY** addressed the Members of the Municipal Council relative to resolution commending Mr. Jeffries.

(For further action, see Resolution 7-R-cr-11 on pages 47 and 48 in the minutes of this meeting)

- 6-HC-c. **MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY** addressed the Members of the Municipal Council with respect to an analysis of the homeless being addressed. He noted there is a new homeless person. People who are evicted, people unable to pay their rent, people who cannot pay their mortgage. The problem of homelessness must seriously be dealt with by this city.

- 6-HC-d. **MS. DEBRA E. PARKER, 82 SOMERSET STREET, NEWARK, NEW JERSEY.**

- 6-HC-e. **MR. VICTOR DAYS, 808 SOUTH 11TH STREET, NEWARK, NEW JERSEY.**

The above citizens addressed the Members of the Municipal Council relative to how the community can be of assistance in renovating and improving the conditions in Jessie Allen Park. They cited the many problems that exist because of no lights and no police surveillance. They requested the Members of the Municipal Council to assist them in their endeavors to put this park into shape.

The City Clerk was directed to invite the above citizens to meet with the Members of the Municipal Council at a future special conference to discuss ways and means to resolve this matter.

- 6-HC-f. **MR. WILLIAM WALLACE, 105 CARNEGIE AVENUE, EAST ORANGE, NEW JERSEY** addressed the Members of the Municipal Council with respect to the urgent need to stop the influx of drugs into this country.

- 6-HC-g. **MS. CABIRIA C. COSCIA, 380 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY** addressed the Members of the Municipal Council relative to general information concerning community volunteers.

- 6-HC-h. **MR. JAMES. E. GAINES, 25 CLIFTON AVENUE, NEWARK, NEW JERSEY** addressed the Members of the Municipal with respect to a picnic to be held by Colonnade Community. He stated he had asked General Services for a stage for this event but was unsuccessful. He also noted that the skating rink and boat house in Branch Brook Park had burned down and never replaced and that this was a detriment to the children who needed recreation in Branch Brook Park to help keep the children off the streets.

A motion to permit Mr. Fruchter to be heard under Hearings of Citizens was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Branch.

- 6-HC-i. **MR. FRUCHTER, ATTORNEY FOR METRO TOWING**, addressed the Members of the Municipal Council relative to towing and storage of vehicles. He noted his client was the lowest responsible bidder for the South Ward but was not awarded the contract. He remarked that the issue was resolved in Court and there should be a new solicitation of bids and should be moved as expeditiously as possible to have the contract awarded.

A motion to permit Mr. Monroe Bierman to be heard under Hearings of Citizens was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-HC-j.

MR. MONROE BIERMAN, FIT-RITE DRESS SHOP, SPRINGFIELD AVENUE, NEWARK, NEW JERSEY addressed the Members of the Municipal Council with reference to back rent from his apartments that were vacated by the City due to redevelopment of the area.

Council Member Grant, through the Chair, requested that Mr. Bierman meet with with Mr. Calvin West of the Mayor's Office to resolve this problem.

President Tucker indicated that another date to meet would have to be established to further pursue this matter.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

Resolution authorizing Acting Director of Health and Human Services to issue reward in amount of \$1,000. to citizen of record, for providing information and testimony that led to arrest and conviction of an illegal dumper on City-owned property, pursuant to Ordinance 13A:6-6.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, Presiding Judge Minor, Police Director Celester, Land Use Control Director McLucas to meet with the Municipal Council at its September 10, 1991 Special Conference was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-R-b.

Resolution amending Resolution 7-R-ck (A.S.), July 8, 1987, agreement with Elson T. Killam Associates, P.O. Box 1008, 27 Bleeker Street, Millburn, New Jersey, for professional engineering services for reconstruction of the Old Wayne Pumping Station and the start-up of the New Wayne Pumping Station... for total lump sum of \$205,000., by increasing professional fee by \$42,000.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Engineering Director Zach met with Council September 4, 1991)

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-R-c.

Resolution ratifying and authorizing Law Department to execute contract with firm of Clapp & Eisenberg, 80 Park Plaza, Newark, New Jersey 07102, to represent the City of Newark as Special Counsel in Host Benefit and Transfer Station cases, for period January 1, 1991 through October 1, 1991; payment shall not exceed \$30,000. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Corporation Counsel Grant and principals of Clapp and Eisenberg met with the Council September 4, 1991)

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Not Voting: Council Member Harris.

Absent During Roll Call: Council Members Carrino, Martinez.

7-R-d.

Resolution authorizing Mayor to accept New Jersey Urban Enterprise Zone Authority funds, in amount of \$1,590,220., for twenty-eight (28) police officers, municipal match for six (6) police officers-\$405,524., totalling \$1,995,744.

(Copy of resolution and correspondence submitted to each Member of the Council)

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September 4, 1991

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-e. Resolution ratifying and authorizing Business Administrator to enter into contract with X-Ray Diagnostic Institute P.A., 667 Mount Prospect Avenue, Newark, New Jersey, determined to be lowest responsible bidder, to provide Radiological Services, for period July 1, 1991 to June 30, 1992, contract shall not exceed \$30,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-f. Resolution authorizing Business Administrator to enter into and execute contract with L.J. Gonzer Associates, Management Consultants, for purpose of improving the potential economic benefit of City of Newark through development of the efficiency of City's Graphics Department commencing September 9, 1991 and expiring November 8, 1991; fee shall not exceed \$18,500. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.

Not Voting: Council Member Harris.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-g. Resolution ratifying and authorizing Corporation Counsel to enter into contract with Tonya Smith, 50 Glenwood Avenue, Jersey City, New Jersey, as Special Municipal Prosecutor, for amount not to exceed \$25,000., for period of one year commencing April 1, 1991, with right to cancel upon ten days prior written notice. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 et seq.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.

Not Voting: Council Member Harris.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-h. Resolution authorizing Corporation Counsel to execute contract with Edward Sowders to assist the Affirmative Action Investigative Committee in establishing data to respond to United States Supreme Court decision in Richmond vs. Croson Company, for total sum not to exceed \$8,000., for period July 29, 1991 through October 29, 1991. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-i. Resolution authorizing Corporation Counsel and Tax Collector to enter into (partial) "Consent Order to Vacate" with each previous "Owner of Record" indicated on Exhibit A, for amounts and properties shown thereon. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-j. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule "A", upon receipt of all documents deemed appropriate. (In accordance with Ordinance)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-k. Resolution authorizing Director of Development to execute Conditional Bargain and Sale Deed for 17 North 7th Street, Block 1874, Lot 44, sold at lottery drawing held August 12, 1991, for sum of \$500., to Lucinda Samuel, subject to homestead conditions, pursuant to Resolution 7-R-db (A.S.), July 3, 1991.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-l. Resolution ratifying action taken by Mayor and Director of Engineering to secure services of LaFera Contracting Company, based upon lowest responsible proposal, pursuant to N.J.S.A. 40A:11-6; further authorizing Mayor and Director of Engineering to execute Contract 91-104, Emergency Sewer Repairs on South 13th Street between 16th and 18th Avenues with LaFera Contracting Company, 149-153 Verona Avenue, Newark, New Jersey, for total sum of \$158,700.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-m. Resolution ratifying action taken by Mayor and Director of Engineering to secure services of LaFera Contracting Company, based upon lowest responsible proposal, pursuant to N.J.S.A. 40A:11-6; further authorizing Mayor and Director of Engineering to execute contract with LaFera Contracting Company, 149-153 Verona Avenue, Newark, New Jersey, for emergency sewer repair at intersection of Abington Avenue and North 12th Street, for total sum of \$73,250.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-n. Resolution ratifying action taken by Mayor and Director of Engineering to secure services of Falcon Associates, Inc., lowest responsible quote submitted; further authorizing Mayor and Director of Engineering to execute contract with Falcon Associates, Inc., 416 Green Lane, Bristol, Pennsylvania, 19007, for Final Phase of Asbestos Removal from City Hall Sub-Basement, for total sum of \$87,900. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))**
(Copy of resolution and correspondence submitted to each Member of the Council)

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September 4, 1991

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Not Voting: Council Member Harris.
Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-o. Resolution authorizing Mayor and Director of Engineering to execute Contract 91-18, Pavement Markings on Various Streets, with Statewide Striping Corp., P.O. Box 1097, Morristown, New Jersey 07962-1097, lowest responsible bid submitted, for sum of \$75,000. which is amount of funds currently available; project should be completed within 120 days of notice to proceed.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-p. Resolution authorizing Director of Engineering to enter into Agreement with any participating municipality, for purpose of creating the Newark Interlocal Leaf Composting Operation, for period October 1, 1991 to September 30, 1992; revenues generated by program will be deposited into Municipal Recycling Tonnage Grant Account.
(Fee ranging from \$3.25 to \$8. per cubic yard of delivered leaves)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-q. Resolution amending Resolution 7-R-j, April 17, 1991, agreement with Paper Recycling Corporation, 145 Manchester Place, Newark, New Jersey, for recycling of old corrugated cardboard materials collected by City's Recycling Collection Program, by changing amount City will receive from \$10. per gross ton to \$10. per net ton. (Amended contract awarded without competitive bidding as permitted by State of New Jersey Mandatory Recycling and Source Separation Act of 1987 (P.L. 1987, c. 102))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-r. Resolution authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Ivor Carlisle, R.N., for provision of medical services to homeless individuals and families, for period September 5, 1991 through October 31, 1991; maximum amount of contract is \$1,677.60; does not require expenditure of municipal funds; funds available from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.

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- 7-R-s. Resolution authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Vera McClendon, R.N., for provision of medical services to homeless individuals and families, for period September 5, 1991 through October 31, 1991; maximum amount of contract is \$950.64; does not require expenditure of municipal funds; funds available from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-t. Resolution authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Lillian Carter, R.N., for provision of medical services to homeless individuals and families, for period September 5, 1991 through October 31, 1991; maximum amount of contract is \$1,398.; does not require expenditure of municipal funds; funds available from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-u. Resolution authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Mary A. Johnson, R.N., for provision of medical services to homeless individuals and families, for period September 5, 1991 through October 31, 1991; maximum amount of contract is \$1,677.60; does not require expenditure of municipal funds; funds available from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-v. Resolution authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Margaretta Morgan, R.N., for provision of medical services to homeless individuals and families, for period September 5, 1991 through October 31, 1991; maximum amount of contract is \$1,677.60; does not require expenditure of municipal funds; funds available from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-w.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Priscilla Jordan-Scott, R.N., for provision of medical services to homeless individuals and families, for period May 1, 1991 through October 31, 1991; maximum amount of contract is \$5,703.84; does not require expenditure of municipal funds; funds available from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-x.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Shirley O. Scott, R.N., for provision of medical services to homeless individuals and families, for period May 1, 1991 through October 31, 1991; maximum amount of contract is \$2,796.; does not require expenditure of municipal funds; funds available from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-y.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Saundra A. Jenkins, R.N., for provision of medical services to homeless individuals and families, for period May 1, 1991 through October 31, 1991; maximum amount of contract is \$5,703.84; does not require expenditure of municipal funds; funds available from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-z.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Wanda R. Alderman, R.N., for provision of medical services to homeless individuals and families, for period May 1, 1991 through October 31, 1991; maximum amount of contract is \$7,269.60; does not require expenditure of municipal funds; funds available from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-ba. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Tyrone Y. Yap Eng Ching, M.D., for provision of medical services to homeless individuals and families, for period May 1, 1991 through October 31, 1991; maximum amount of contract is \$14,571.72; does not require expenditure of municipal funds; funds available from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-bb. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Clarence A. Foye, M.D., for provision of medical services to homeless individuals and families, for period May 1, 1991 through October 31, 1991; maximum amount of contract is \$14,571.72; does not require expenditure of municipal funds; funds available from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-bc. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds in amount of \$2,500., from New Jersey Division of Criminal Justice (Omnibus Crime Control & Safe Streets Act of 1968 (as amended)), on behalf of New Community Harmony House Corporation, for provision of juvenile delinquency prevention services, for period July 1, 1991 to September 30, 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-bd. Resolution authorizing Police Director to file application and accept funds in amount of \$10,000. through the National Automobile Theft Bureau, Inc., to use for sting operations involving apprehension of suspects and recovery of stolen vehicles, parts and documents.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

September 4, 1991

- 7-R-be.** Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Catholic Community Service, Boland Training Center, lowest responsible quote received, for Vocational Skills Training Program, Number PY 91-03-02, for period October 7, 1991 to June 30, 1992, contract shall not exceed \$38,760. for fifteen (15) participants in one (1) cycle of twenty-two (22) weeks, (660 hours) each, source of funds-New Jersey Department of Labor, Employment and Training Administration, Title IIA Adults and IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-bf.** Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with North Ward Center, Inc., lowest responsible quote received, for Business Office Skills Training Program for REACH, Number PY 90-40-02-D, for period June 28, 1991 to June 28, 1992, contract shall not exceed \$62,700., for nineteen (19) participants in one (1) cycle of thirty-two (32) weeks, (800 hours), source of funds-New Jersey Department of Labor, Employment and Training Administration, TITLE REACH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-bg.** Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Lincoln Technical Institute, lowest responsible quote received, for Heating Systems Service Training Program, Number PY 91-05-01-A, for period July 1, 1991 to June 30, 1992; contract shall not exceed \$138,320., for forty (40) participants in two (2) cycles (20 participants per cycle) of twelve (12) weeks, (360 hours) each, source of funds-New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth and IIA Adults.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-bh.** Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Lincoln Technical Institute, lowest responsible quote received, for Automotive Mechanics Training Program, Number PY 91-05-01-B, for period July 1, 1991 to June 30, 1992, total amount of contract shall not exceed \$137,240. for twenty (20) participants in one (1) cycle of twenty-eight (28) weeks, (840 hours) each; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth and IIA Adults.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-bi.** Resolution authorizing Director of Finance to issue check in amount of \$4,000. to Elizabeth Pugliese, refund of fence deposit paid at time of closing for purchase of City-owned properties known as 125-127 Camden Street, Block 259, Lots 43, 44 and 548-556 South 11th Street, Block 308, Lots 40 and 71. (Purchaser has complied with Conditions of Sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-bj.** Resolution authorizing Director of Finance to issue check in amount of \$3,000. to Elizabeth Pugliese, refund of fence deposit paid at time of closing for purchase of City-owned properties known as 457 South 17th Street, Block 321, Lot 34 and 712-714 South 20th Street, Block 367, Lots 1 and 2. (Purchaser has complied with Conditions of Sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-bk.** Resolution authorizing Director of Finance to issue check in amount of \$298. to Linda J. Conic, refund of ½ years taxes paid at time of closing for purchase of City-owned property known as 107 Willoughby Street, Block 3054, Lot 33. (Purchaser has complied with Conditions of Sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-bl.** Resolution authorizing Director of Finance to issue checks to persons and in amounts shown thereon, totalling \$21,870.13 for overpayments carried on books and records of Tax Collector by reason of State Board Judgments, Senior Citizen Allowances and Cash Overpayments for years 1985, 1986, 1987, 1988, 1989, 1990 and 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-bm.** Resolution authorizing Director of Finance to cancel outstanding water/sewer charges, liens, interest and penalties, in amount of \$471.60, on property known as 631 Central Avenue, Block 1862, Lot 035, which City has foreclosed pursuant to In Rem Foreclosure.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

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- 7-R-bn.** Resolution authorizing City Treasurer to issue check in amount of \$539.63 to Frank Alban, 102 Cambridge Avenue, Garfield, New Jersey 07026, for overpayment made due to error on Water/Sewer Account No. 11-522-3450-00, Block 1940, Lot 056, 209 North 13th Street.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-R-bo.** Resolution authorizing City Treasurer to issue check in amount of \$184.41 to Tekeste Ghebremicael, c/o Ethio Ent Inc., 307 Heywood Avenue, Orange, New Jersey, 07050, for overpayment made due to high estimated bills in 1991 on water/sewer Account No. 10-489-6810-00, Block 1841, Lot 014, 339 West Market Street.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-R-bp.** Resolution authorizing City Treasurer to issue check in amount of \$266.08 to William H. and Dorothy D. Forbes, 64 Finlay Place, Newark, New Jersey, 07106, for overpayment made due to high estimated bills in 1991 on water/sewer, Account No. 04-041-0100-00, Block 4189, Lot 008..
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-R-bq.** Resolution authorizing Tax Collector to endorse insurance check in amount of \$39,115.30 and forward to New Jersey Housing and Mortgage Finance Agency, 3625 Quakerbridge Road, CN-18550, Trenton, New Jersey 08650-2085. to restore fire damaged premises known as 568 South 19th Street, Block 340, Lot 1.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-R-br.** Resolution authorizing Tax Collector to endorse insurance check in amount of \$16,936.49 and forward to New Jersey Housing and Mortgage Finance Agency, 3625 Quakerbridge Road, CN-18550, Trenton, New Jersey 08650-2085. to restore fire damaged premises known as 605-607 18th Avenue, Block 356, Lot 6.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-bs. Resolution authorizing Central Planning Board to make an investigation and hold public hearing to determine whether previously blighted area including City Tax Block 2508, Lot(s) 29, 34 and 52 (597-605/607-609 Dr. Martin Luther King, Jr. Boulevard, 121-127/129-135 Court Street and 2-14/16-18 College Place) can be expanded to include City Tax Block 2508, Lot(s) 18, 19, 20, 21, 22, 43, 44, 46 and 47 (137, 139, 141, 143, 145 Court Street; 20, 22, 24-26, 28 College Place); pursuant to Chapter 187 of the Laws of 1949 of New Jersey, N.J.S.A. 40:55-21.1 et seq., as amended. (Central Ward)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-bt. Resolution designating reserved parking area for handicapped motorists on North 13th Street, west side, beginning 368 feet north of the northerly curblin of 7th Avenue and extending 22 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (West Ward)**

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-bu. Resolution designating reserved parking area for handicapped motorists on Ellery Avenue, west side, beginning 80 feet south of the southerly curblin of Varsity Road and extending 20 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (West Ward)**

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-bv. Resolution designating reserved parking area for handicapped motorists on South 7th Street, west side, beginning 173 feet south of the southerly curblin of 11th Avenue and extending 25 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (West Ward)**

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-bw. Resolution amending Resolution 7-R-bj, June 19, 1991, designating official mailing address for property known as 975-997 Raymond Boulevard and 53 Commercial Street, Block 169, Lots 39, 47, 50 and 52, by changing "One Penn Plaza East" to "One Penn Plaza East and Two Penn Plaza East".**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-bx. Resolution amending Resolution 7-R-bk, June 19, 1991, designating official mailing address for property known as 943-973 Raymond Boulevard, Block 170, Lot 13 and Block 169, Lot 36, by changing "Two Penn Plaza East" to "Three Penn Plaza East".**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-R-by. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, La Casa De Don Pedro/Villa Santa Maria Housing Project, \$144,700.; item available from New Jersey Department of Community Affairs, Neighborhood Preservation Balanced Housing Program.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-R-bz. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Krueger Mansion Rehabilitation Project, \$436,875.; item available from New Jersey Historic Trust, Division of Parks and Forestry.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-R-ca. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Jobs Training Partnership Act (JTPA FY '91), \$50,000.; item available from United States Department of Labor, Employment and Training Administration.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-R-cb. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, New Jersey Urban Enterprise Zone Authority, \$1,590,220.; item available from New Jersey Urban Enterprise Zone Authority.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-cc. Resolution authorizing transfer of funds from Housing and Community Development Act Seventeenth Year (HCDA XVII) from Budget Office, Other Expenses, \$9,000., to Grant Accounting, Salaries and Wages, \$9,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-cd. Resolution approving Tax Abatement and Financial Agreement for A, L & S Urban Renewal Corporation, for construction of a two story commercial structure which will house business and educational enterprises at 90-96 Clinton Avenue, Block 2826, Lot 3, granting exemption from taxation on improvements for a period of fifteen (15) years from the date of issuance of a Certificate of Occupancy; pursuant to N.J.S.A. 40:55C-65 and only as long as the entity is subject to and complies with said Financial Agreement and the said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the financial agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-ce. Resolution amending Resolution 7-R-a (S), October 7, 1986, amended by Resolution 7-R-cj, September 7, 1988, Tax Abatement for Clinton Plaza Urban Renewal Corp.; (Renaissance Towers) 111 Mulberry Street, by ratifying agreement previously approved by Resolution 7-R-cj, September 7, 1988; (1) changing designated use of certain units within the property, if sold to third party (1A, 1E, 1Q, 1-TH-A, 1-TH-C or 1-TH-D) and combining units 6-I and 6-J as one unit designated as 6-I. (East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-cf. Resolution reinstating Tax Abatement and Financial Agreement for R-S Urban Renewal Corporation, for premises 46-66 Paris Street, Block 2069, Lot 58, for operation of a one-story building for commercial use; entity must comply with all conditions imposed in Resolution 7-R-e, April 15, 1981, and must pay all S.I.L.O.T. and land taxes due and owing through the current quarter not later than 30 days after passage of this resolution.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-cg. Resolution cancelling taxes for J.P.A. Urban Renewal Corporation #1 and High Park Urban Renewal Cooperative Corporation for property located on Block 2557, Lot 60 (118 to 122 Spruce Street and 40-56 Somerset Street) for years 1977, 1978 and 1979, pursuant to Order of Judge Murray Simon, J.S.C., dated February 22, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-ch. Resolution rescinding Tax Abatement Agreement for P.S.A. Urban renewal Corp., 67-71 James and 49-51 Eagles Streets, Block 44, Lots 33, 34 and 37, for failure to complete construction of project within 9 months from passage of Resolution 7-R-b (S-3), May 27, 1986, unless said entity within 30 days following such service, files with Director of Finance and the City Clerk, evidence of the entity's compliance with the provisions of the financial agreement.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

Council Member Rice, through the chair, directed the City Clerk to request Engineering Director Zach to furnish the Office of the City Clerk his plan of action to rehabilitate the City's sewer system.

- 7-R-ci. Resolution rescinding Tax Abatement Application Agreement of Victoria Urban Renewal Corp., for failure to complete construction of project within 6 months from passage of Resolution 7-R-cs (A.S.), October 5, 1988, unless said entity within 30 days following such service, files with Director of Finance and the City Clerk, evidence of the entity's compliance with the provisions of the financial agreement.

(69-75½ Highland Avenue, 85-87 Highland Avenue and 100 Highland Avenue, Block 507, Lot 66; Block 538, Lots 37, 38, 39, 43, 44, 45, 78; Block 540, Lot 24)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cj. Resolution rescinding Tax Abatement Agreement For Ironbound Court Yard Urban Renewal Corp., for failure to complete construction of project within 12 months of passage of Resolution 7-R-ba, November 14, 1988, unless said entity within 30 days following such service, files with Director of Finance and the City Clerk, evidence of the entity's compliance with the provisions of the financial agreement.

(224-238 McWhorter Street, Block 934, Lot 1)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-ck. Resolution rescinding Tax Abatement Agreement of Three B's Urban Renewal Corp. for failure to complete construction of the project within 12 months from the adoption of Resolution 7-R-bw, February 15, 1989, unless said entity within 30 days following such service, files with Director of Finance and the City Clerk, evidence of the entity's compliance with the provisions of the Financial Agreement. (295-299 East Kinney Street, Block 957, Lot 23, 25)
(Copy of resolution and correspondence submitted to each Member of the Council)**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cl. Resolution rescinding Tax Abatement Agreement of North 6th Street Urban Renewal Corp., for failure to complete construction of project within 10 months of passage of Resolution 7-R-c (S), October 11, 1988 unless said entity within 30 days following such service, files with Director of Finance and the City Clerk, evidence of the entity's compliance with the provisions of the financial agreement. (95-103 North 6th Street, Block 1887, Lot 54)
(Copy of resolution and correspondence submitted to each Member of the Council)**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cm. Resolution rescinding Tax Abatement Agreement of Polk Street Urban Renewal Corp., for failure to complete construction of project within 12 months from adoption of Resolution 7-R-cz, June 29, 1988 unless said entity within 30 days following such service, files with Director of Finance and the City Clerk, evidence of the entity's compliance with the provisions of the financial agreement. (56-60 Ferguson Street, Block 1997, Lot 60, a/k/a 54-58 Polk Street)
(Copy of resolution and correspondence submitted to each Member of the Council)**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cn. Resolution rescinding Tax Abatement Application Agreement for Wolcott Terrace Urban Renewal Corp., 9-11, 13-15 Wolcott Terrace, Block 3621, Lot 45, for failure to complete construction of project within 9 months of passage of Resolution 7-R-q, June 1, 1988 unless said entity within 30 days following such service, files with Director of Finance and the City Clerk, evidence of the entity's compliance with the provisions of the financial agreement.
(Copy of resolution and correspondence submitted to each Member of the Council)**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-co. Resolution authorizing Executive Director of Newark Watershed Conservation and Development Corporation to execute Stipulation of Settlement and other pertinent documents in matter of City of Newark vs. Vernon Township and to receive settlement funds pursuant to Resolution 7-R-h, March 20, 1974, as amended. (Cash payment of \$82,827.86; reduction in assessment by \$2,457,800.)
(Copy of resolution and correspondence submitted to each Member of the Council)**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cp. Resolution appointing Anthony Wayne Salters, Constable for a term commencing September 4, 1991 and ending September 3, 1992.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cq-1. Resolution recognizing and commending William H. & Lillian D. Martin on their 50th Wedding Anniversary.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cq-2. Resolution recognizing and commending Mrs. Janie Woods on the occasion of her 85th birthday celebration.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cq-3. Resolution recognizing and commending Mr. Alvin Zach, Director of Engineering, City of Newark, for his tireless efforts to help preserve the environment by coordinating programs specifically designed to remove harmful elements from our neighborhoods**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cq-4. Resolution recognizing and commending the National Black Police Association for its 19th annual conference held in the City of Newark.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cq-5. Resolution welcoming the Williams Families for their thirteenth annual reunion.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cq-6. Resolution recognizing and commending Stratton "Skip" Lee as the new Director of the New Jersey Division of Motor Vehicles.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cq-7. Resolution recognizing and commending Charles C. Carella for his humanitarian achievements and for his appointment as Chairman of the Board of Trustees of the University of Medicine and Dentistry of New Jersey.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cq-8. Resolution recognizing and commending Robert E. Wallace on his election and installation as Commander-In-Chief, 1991-1992 of the Veterans of Foreign Wars of the United States.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cq-9. Resolution recognizing and commending Reverend John Rudder for his many years of exemplary service to the Newark Community.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cq-10. Resolution recognizing and commending Kenneth H. Williams on his retirement from the East Orange City Council.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cq-11. Resolution recognizing and commending The Promise Land Baptist Church on the occasion of the 27th Pastoral Anniversary of the Reverend Dr. E. L. Chamblee.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cr-1. Resolution recognizing and commending Sergeant Bryan H. Morris as Project (A.S.) Coordinator of the Newark Police Department's Operation Homestead.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cr-2. Resolution recognizing and commending Mickki Parker for her outstanding (A.S.) contributions to the Newark Community.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

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**7-R-cr-3. Resolution recognizing and commending the Members of Newark Police Department
(A.S.) assigned to Operation Homestead for their meritorious achievements.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

**7-R-cr-4. Resolution recognizing and commending the Newark Fighting Back Initiative
(A.S.) for its role in curbing the sale and use of illicit drugs.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

**7-R-cr-5. Resolution recognizing and commending Aaron Randolph Andrews on his commission
(A.S.) as Lt. Col. in the United States Army.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

**7-R-cr-6. Resolution recognizing and commending Dr. Patrick Dele Cole for meritorious,
(A.S.) international and public service.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

**7-R-cr-7. Resolution recognizing and commending Dr. Leonard Jeffries, Jr., noted scholar.
(A.S.)**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

**7-R-cr-8. Resolution recognizing and commending Ms. Virginia D. Jones for her outstanding
(A.S.) contributions to the Newark Community.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

**7-R-cr-9. Resolution recognizing and commending Mrs. Maude Epps Crews on the joyous
(A.S.) occasion of her 90th birthday celebration held on September 22, 1991.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cr-10. Resolution recognizing and commending Ms. Sally G. Carroll, former Newark Police Officer for her extraordinary contributions to human rights and for her unwavering commitment to the residents of this great metropolis.**
(A.S.)

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cr-11. Resolution recognizing and commending the Members of the Comité Ecuatoriano of Newark, N.J. for their outstanding contributions to the Ecuadorian Community in this great city.**
(A.S.)

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cr-12. Resolution recognizing and commending Mr. Melvin Brice, Jr. Program Director, Pediatrics AIDS Foster Care Program and Youth AIDS Prevention Program, for his outstanding contributions to the citizens of the Greater Newark Community.**
(A.S.)

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

- 7-R-cs. Resolution authorizing Mayor and Director of Engineering to execute Contract 91-112 with Gaston Lawrence Raffaelli, P.E., 5 Crescent Avenue, Rocky Hill, New Jersey 08553, for Professional Design Services for Renovations to Boylan Street Pool, for sum of \$26,500.; project should be completed within sixty (60) days of notice to proceed. ((Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))**
(A.S.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh and Engineering Director Zach to meeting the Municipal Council at its September 10, 1991 special conference was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Not Voting: Council Member Harris.
Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-ct. Resolution authorizing Director of Development to acquire remaining eight (8) units of Trinity Housing project, located on Bergen Street between Avon Avenue and Rose Terrace, from First Fidelity Bank, to be incorporated into City of Newark's Victory Gardens project, for sum of \$400,000.**
(A.S.)
(Project foreclosed by First Fidelity Bank - South Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

September 4, 1991

7-R-cu.
(A.S.)

Resolution approving contract of sale and conveyance of four (4) units of Trinity-Victory Gardens project to Essex County College for contracted price of \$62,000. per unit; further authorizing Director of Development to execute any and all documents required to complete conveyance, after approval as to form and legality by Corporation Counsel.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

7-R-cv.
(A.S.)

Resolution authorizing Greater Metro Chamber of Commerce to act as City of Newark's agent and in its own name execute contract with Trump Plaza, lowest quote received, to supply luncheon (food only) and rental of dining area to conduct "Newark Day" in Atlantic City; City to contribute \$15,000. toward payment of contract.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

7-R-cw.
(A.S.)

Resolution authorizing and permitting certain Municipal employees to assist with the 9th Annual Black Issues Convention on the regular week days of September 18-20, 1991.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

7-R-cx.
(A.S.)

Resolution authorizing Public Auction of City-owned properties not required for governmental purposes on September 26 and 27, 1991, to be held at the Quality Inn, 50 Park Place, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-13(a), and authorizing advertising of Exhibits A,B,C,D, and E. Bids received on September 26 and 27, 1991, will be presented to the Municipal Council of the City of Newark, New Jersey on October 2, 1991, but not later than at its second regularly scheduled meeting following the auction at which time they will be either accepted or reject as as provided by law.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

7-R-cy.
(A.S.)

Resolution urging the Site Committee of the Twin Grocers, Inc., to extend the deadline for Mr. Yung Soo Yoo for the development of a Foodtown Supermarket on Irvine Turner Boulevard and Spruce Street in Newark, New Jersey.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Rice, Villani, President Tucker.
Not Voting: Council Member Grant.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

7-R-cz.
(A.S.)

Resolution declaring an emergency exists as to an "Ordinance authorizing the Director of the Department of Development to acquire privately owned properties within the Old Third Ward Urban Renewal Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 20:1-1 et seq.," Ordinance 6-Ph, S & F-e being finally adopted on September 4, 1991 and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Harris, Martinez.

7-R-da.
(A.S.)

Resolution ratifying and authorizing Mayor to file application for receipt of funds from New Jersey Department of Labor under the Job Training Partnership Act (JTPA) for Program Year 1991, in amounts of \$99,000.-New Jersey Job Training Program; \$816,000.-REACH/Jobs Supplemental Program, for period July 1, 1991 through June 30, 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-R-db.
(A.S.)

Resolution amending Resolution 7-R-a, December 27, 1990, "Resolution establishing the pre-meeting conferences, regular meetings and special conferences of the Newark Municipal Council for the Year 1991," by rescheduling the September 18, 1991 regular meeting to September 17, 1991; November 19, 1991 pre-meeting conference and the November 20, 1991 regular meeting to November 18, 1991 and the year end meeting of December 30, 1991 to December 18, 1991.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-R-dc.
(A.S.)

Resolution authorizing the President of the Municipal Council and Director of Finance to execute contract with Frohling and Hanley, Esqs., and Sills Cummis Zuckerman Radin Tischman Epstein & Gross Co-equals, for professional services in connection with the issuance of bonds in accordance with the attached contract; no appropriation of funds is required at this time, payment coming from proceeds of the sale of bonds and bond anticipation notes or other appropriations as provided by law. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))7-R-dd.

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-R-dd.
(A.S.)

Resolution to establish a thirty (30) day grace period for the payment of the third quarter 1991 tax installment and setting the interest rate at -0- for this period.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-de. (A.S.)** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to accept funds on behalf of Newark Tenants Council from New Jersey Department of Criminal Justice, to provide juvenile delinquency prevention and awareness services to at-risk youths and their parents, in amount of \$8,000., for period August 1, 1991 to September 30, 1991.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

MOTIONS.

- 7-M-a.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DANIEL G. DUFFY OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-b.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. RONALD BAKER OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-c.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MICHAEL MINETZ OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-d.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. INELA SIMON OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-e.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. THEODORE KOSSUP, A RETIRED NEWARK POLICE OFFICER was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-f.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. HELEN RASPBERRY OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-g.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CHARLES ROBINSON OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.

- 7-M-h. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ORDELLA VARNER OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-i. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. CATHERINE RUTH ARMSTRONG OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-j. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ALLEN C. HAMILTON OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-k. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MARTIN G. SCATURO, RETIRED ESSEX COUNTY FREEHOLDER** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-l. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN S. CIFELLI OF NEWARK, A FORMER ARSON SQUAD MEMBER WITH THE NEWARK FIRE DEPARTMENT** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-m. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. CARMEN DEVONE** was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-n. A MOTION CONGRATULATING THE COACHES AND ADVISORS OF THE NEWARK POP WARNER FOOTBALL LEAGUE FOR THE SUCCESSFUL COORDINATION OF THE POP WARNER PARADE HELD ON SATURDAY, AUGUST 31, 1991** was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-o. A MOTION SUPPORTING A HOUSE BILL ("THE TRUTH IN SAVINGS ACT"), WHICH WOULD MAKE IT MANDATORY, BY LAW, FOR BANKS AND OTHER DEPOSIT TAKING INSTITUTIONS TO PROVIDE ITS CUSTOMERS WITH CONCISE, INTELLIGENT INFORMATION ENABLING BANK CLIENTELE TO DETERMINE WISE INVESTMENTS, HOW YIELDS ARE CALCULATED, WHAT FEES WILL BE INCURRED AND HOW MINIMUM BALANCE REQUIREMENTS AFFECT INTERESTS OF SAVINGS AND CHECKING ACCOUNTS, STOCK, I.R.A.'S AND OTHER TRANSACTION** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.

- 7-M-p.** A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING LOOK INTO THE FEASIBILITY OF INSTALLING TRAFFIC LIGHTS AT THE INTERSECTIONS OF (1) NINETEENTH AVENUE AND SOUTH 19TH STREET AND (2) EIGHTEENTH AVENUE AND SOUTH 20TH STREET was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-q** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. KEVIN NICHOLS, BROTHER OF MR. KABILI TAYARI, AN EMPLOYEE WITH THE CITY OF NEWARK was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-r.** A MOTION STRONGLY SUPPORTING THE REINSTATEMENT OF MR. CLIFFORD WILLIAMS, SPECIAL POLICE OFFICER; FURTHER DIRECTING THE CITY CLERK TO INVITE CORPORATION COUNSEL GRANT AND POLICE DIRECTOR CELESTER TO MEET WITH THE MUNICIPAL COUNCIL AT ITS SEPTEMBER 10, 1991 SPECIAL CONFERENCE was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-s.** A MOTION RESPECTFULLY REQUESTING U.S. CONGRESSMAN DONALD PAYNE TO ASSIST THE CITY OF NEWARK IN ACQUIRING GREEN ACRES FUNDS FOR JESSE ALLEN PARK IN THE CENTRAL WARD was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-t.** A MOTION DIRECTING THE CITY CLERK TO SEND A LETTER TO MR. BENJAMIN BELL, ACTING EXECUTIVE DIRECTOR OF THE NEWARK HOUSING AUTHORITY, TO CLEAN THE VACANT LOT OWNED BY THE HOUSING AUTHORITY AT 362-364 CHANCELLOR AVENUE was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-u.** A MOTION DIRECTING THE CITY CLERK TO INVITE THE PRINCIPALS OF DEPARTMENT OF COMMUNITY AFFAIRS TO MEET WITH THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS THE CRITERIA OF THE SELECTION PROCESS FOR VICTORY GARDENS IN THE CENTRAL AND WEST WARDS was made by Council Member Branch, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-v.** A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING RELOCATE THE "NO RIGHT TURN ON RED" SIGN AT THE CORNER OF BROAD AND COURT STREETS CLOSER TO BROAD STREET was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.
- 7-M-w.** A MOTION RESPECTFULLY REQUESTING THE ADMINISTRATION TO BEGIN ALLOCATING THOSE MONIES PLACED IN THE DIVISION OF RECREATION AND CULTURAL AFFAIRS 1991 BUDGET FOR ADDITIONAL CITYWIDE PROGRAMS was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Carrino, Martinez.

- 7-M-x. A MOTION REQUESTING THE NEWARK POLICE DIRECTOR TO CAUTION THOSE OFFICERS ASSIGNED TO COVER THE REGULARLY SCHEDULED MUNICIPAL COUNCIL MEETINGS IN THE CHAMBER ABOUT PAYING CLOSER ATTENTION TO PERSONS WHO COME BEFORE THE COUNCIL TO SPEAK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Martinez.

- 7-M-y. A MOTION REQUESTING THAT THE POLICE DEPARTMENT SUBMIT TO THE COUNCIL, ON A WEEKLY BASIS FOR THE NEXT SIX MONTHS, A REPORT INDICATING THE NUMBER OF ARRESTS AND POLICE CHECKS MADE FOR STOLEN VEHICLES AND OTHER CRIMINAL ACTIVITIES ON MOUNT VERNON PLACE, 18TH AVENUE, SOUTH ORANGE AVENUE, CENTRAL AVENUE, ROSEVILLE AVENUE AND ORANGE STREET; FURTHER REQUESTING THAT THE REPORTS ALSO INCLUDE THE NUMBER OF SUMMONS ISSUED TO MERCHANTS FOR NOT SWEEPING THEIR SIDEWALKS was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Mainez.

- 7-M-z. A MOTION REQUESTING THE DIRECTOR OF ENGINEERING AND MANAGER OF PARKS AND GROUNDS TO APPEAR BEFORE THE GOVERNING BODY AT A FUTURE SPECIAL CONFERENCE TO DISCUSS THE CONDITIONS OF ALL PARKS THROUGHOUT THIS CITY was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-M-ba. A MOTION REQUESTING THE DIRECTOR OF GENERAL SERVICE TO CLEAN UP THE BACK OF CITY HALL was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

Council Member Branch, through the Chair, invited all the Council Members to participate in the Senior Citizens' Fashion Extravaganza on September 12, 1991 at the Public Service Electric and Gas Company Amphitheater.

Council Member Branch extended an invitation to his Council Colleagues to participate in the Senior Citizen Fashion Extravaganza to be held September 12, 1991, at the Public Service Electric and Gas Amphitheater.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The City Clerk presented Communication from Business Administrator Monteilh, received August 9, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Development' (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create certain position titles and to abolish others in the Department of Development)" (7 titles)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Creating new titles and abolishing old in accordance with standard titles of New Jersey Department of Personnel. Fiscal impact is approximately \$1,700. Represented by Newark Council #21, Civil Service Association)

(For action on this item, see Ordinance 6-F-s on page 11 in the minutes of this meeting)

- 8-b. The City Clerk presented Communication from Business Administrator Monteilh, received August 13, 1991, enclosing proposed "Ordinance requiring that all cosmetology and manicurist shops operating within the City of Newark sterilize and sanitize all tools, utensils, implements, linens and towels before each and every use and that all licenses be displayed in a conspicuous place in conformance with the State Law."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 17, 1991 rescheduled Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 8-c. The City Clerk presented Communication from Business Administrator Monteilh, received August 13, 1991, enclosing proposed "Ordinance granting permission to Rutgers University to construct and maintain chilled water lines within an easement area described herein and located in Warren Place and New Street."
(East and Central Wards)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-u on pages 11 and 12 in the minutes of this meeting)

- 8-d. The City Clerk presented Communication from Business Administrator Monteilh, received August 14, 1991, enclosing proposed "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Kearny Street as a one-way street." (North Ward)
(Kearny Street, eastbound, between Garside Street and Broadway)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(For action on this item, see Ordinance 6-F-v on page 12 in the minutes of this meeting)

- 8-e. The City Clerk presented Communication from Business Administrator Monteilh, received August 14, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986, as amended. (To abolish the title of Planning Aide in the Department of Land Use Control)."
- (Abolishing title of Planning Aide in the Department of Land Use Control which is no longer required)
- (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 17, 1991 rescheduled Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 8-f. The City Clerk presented Communication from Business Administrator Monteilh, received August 16, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title of Data Entry Machine Operator in the Department of Engineering)."
- | | | | |
|--|---|--------|---------------------------|
| (Data Entry Machine Operator (35 Hours)) | 1 | 1/1/91 | \$17,149.77 - \$20,482.10 |
|--|---|--------|---------------------------|
- (Creating title in Engineering to more appropriately describe duties and responsibilities of employee. Old title is common title. Fiscal Impact approximately \$1,000. Represented by Newark Council #21, Civil Service Association)
- (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 17, 1991 rescheduled Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 8-g. The City Clerk presented Communication from Business Administrator Monteilh, received August 19, 1991, enclosing proposed "Ordinance approving sale of certain lots, tracts or parcels of land situate and lying and being in the Townships of Knowlton, Blairstown, Hardwick and Frelinghuysen, in the County of Warren and the Townships of Stillwater, Fredon, Hampton, Lafayette and Sparta in the County of Sussex, State of New Jersey commonly referred to as the New York Susquehanna Western Railroad Right of Way pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1)."
- (State of New Jersey Department of Environmental Protection \$700,000.)
- (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 17, 1991 rescheduled Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 8-h. The City Clerk presented Communication from Business Administrator Monteilh, received August 23, 1991, enclosing proposed "Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 523, Lot(s) 1, 3, 4, 5, 51, 54, 59 and 60 (109-119 Broad Street, 50-58 3rd Avenue E. and 231-239 Broadway)" (North Ward)
- (Copy of ordinance and correspondence submitted to each Member of the Council)
- (Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the September 17, 1991 rescheduled Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 8-i. The City Clerk presented Communication from Business Administrator Monteilh, received August 23, 1991, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor' (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create the title of Parking Meter Collector in the Department of Finance)."
- (Parking Meter 1 1/1/91 \$18,734.52 - \$22,021.17
Collector (35 Hours))
(Creating new title in Department of Finance. Funds will be transferred from vacant position. Represented by Newark Council #21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- (For action on this item, see Ordinance 6-F-t on page 11 in the minutes of this meeting)

- 8-j. The City Clerk presented Communication from Business Administrator Monteilh, received August 23, 1991, enclosing proposed "Ordinance to amend Title 23, Traffic and Parking, Chapter 5, Parking, Stopping and Standing, Generally, Section 13, Reserved Parking Spaces, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By amending the First Paragraph to clarify the handicapped parking restrictions and adding penalties for unauthorized parking in spaces reserved for the physically handicapped plus a \$1.00 surcharge)"
- (Adds penalties of \$100. for first offense and for subsequent offenses a fine of at least \$100. and up to 90 days community service, plus \$1. surcharge to be deposited in Automated Traffic System Fund)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 17, 1991 rescheduled Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 8-k. The City Clerk presented Proposed "Ordinance to amend Title 24, Transportation, Chapter 2, Autocabs, Limousine and Livery Service, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To clarify its applicability and the requirements of autocab owner and/or operators whose principal place of business, majority of business or base is in the City of Newark.)"
- (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 17, 1991 rescheduled Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 8-l. The City Clerk presented Proposed "Ordinance amending Section 27:3-54 of Article 11, "Third Industrial District Regulations," Chapter 3, Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to delete the requirement of a chain-link fence with slats."
- (Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 17, 1991 rescheduled Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 8-m. The City Clerk presented Proposed "Ordinance amending Title 17, Offenses Miscellaneous, establishing rules and regulations for safety and conduct of persons using Newark parks and recreational facilities, by requiring Municipal Council approval prior to the issuance of a permit."
(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 17, 1991 rescheduled Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 8-n. The City Clerk presented Proposed "Ordinance amending Title 2, Administration, Chapter 15, Council Rules, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To provide for the filing of employee attendance information with the City Clerk)."

A motion directing the City Clerk to place this ordinance on the September 17, 1991 rescheduled Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

- 8-o. (A.S.) The City Clerk presented Proposed "Ordinance to amend and supplement Title 20, Police and Fire Departments, Chapter 1, Police Department, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By increasing the membership of the Taxicab Commission from 5 members to 7 members and expanding community representation to include a representative from the Autocab, Limousine and Livery Service Industry)."

A motion directing the City Clerk to place this ordinance on the September 17, 1991 rescheduled Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

PENDING BUSINESS ON THE AGENDA.

- 9-a. The City Clerk presented Communication from Business Administrator Monteilh, received June 10, 1991, enclosing proposed, "Ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 19, Wreckers; Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By increasing the towing rates from bus lanes; including the same rates for Scofflaw Towing & Towing of Illegally parked cars; and allowing for prohibiting mileage charges for abandoned stolen or disabled vehicles).
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Assistant Corporation Counsel Mrozik met with the Council August 6, 1991)

A motion to defer action on the ordinance and directing the City Clerk to invite Corporation Counsel Grant to meet with the Municipal Council at its September 17, 1991 rescheduled pre-meeting conference was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Members Carrino, Martinez.

September 4, 1991

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from July 30, 1991 to August 23, 1991:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Immaculate Conception Church General Committee | 10353 (Amended) |
| Ms. Civic Association | 10408 (Amended) |
| Babyland Nursery, Inc. | 10411 (Amended) |
| Combined Societies of St. Patrick's | 10445 (Amended) |
| Grace Reformed Baptist Church, Inc. | 10510 (Amended) |
| Blessed Sacrament H.S. Advisory Board | 10518 |
| Blessed Sacrament Holy Name Society | 10519 |
| Immaculate Conception Church General Committee | 10521 |

RAFFLE LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Immaculate Conception Church General Committee | 10354 (Amended) |
| St. James Roman Catholic Church | 10513 |
| Combined Societies of St. Patrick's | 10514 |
| Our Lady of Mount Carmel Roman Catholic Church | 10515 |
| Our Lady of Mount Carmel Roman Catholic Church | 10516 |
| St. Mary's Church of the Immaculate Conception | 10517 |
| Immaculate Conception Church General Committee | 10520 |
| St. Benedict's Preparatory School | 10522 |
| Queen of Angels Parent Teachers Association | 10523 |
| Grace Reformed Baptist Church General Committee | 10524 |
| Sport Club Portugues, Inc. | 10525 |

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

This meeting adjourned at 6:05 P.M.

APPROVED:


Robert P. Marasco
City Clerk



Donald Tucker
President

Newark, New Jersey, September 17, 1991

Prior to the rescheduled meeting various presentations were made by Members of the Municipal Council.

A rescheduled meeting of the September 18, 1991, meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in Municipal Court, Part V, 31 Green Street, Third Floor, Newark, New Jersey, at 8:05 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Hon. Ralph T. Grant, Jr. Council Member-at-Large.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Marilyn Williams, Intergovernmental Liaison Joseph Bradley, Public Relations Consultants Delores Wheat and Harold Edwards and Lieutenant Archibald Davidson and Lieutenant Edward Lucas Sergeants-at-Arms.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was disseminated on September 12, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

None.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Tucker called for ordinances on first reading.

- 6-F-a. The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by designating River Street as a one-way Street.
(Deleting:
River Street, Westbound, from Raymond Boulevard to McCarter Highway)
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-F-b. The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Jefferson Street and Elm Street.
(East Ward)
(Jefferson Street and Elm Street: Stop signs shall be installed on all approaches)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

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A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-F-c. The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Ellery Avenue and Sandford Place.
 (West Ward)
 (Ellery Avenue and Sandford Place: Stop signs shall be installed on all approaches)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-F-d. The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Chestnut Street and Adams Street.
 (East Ward)
 (Chestnut Street and Adams Street: Stop signs shall be installed on all approaches)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-F-e. The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Chestnut Street as a Through Street.
 (East Ward)
 (Chestnut Street:
 Between Broad Street and Mulberry Street
 Between McCarter Highway and Adams Street
 Between Adams Street and Denbigh Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-F-f. The City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Jefferson Street as a Through Street.**
(East Ward)
(Jefferson Street:
Between Elm Street and East Kinney Street
Between East Kinney Street and Chestnut Street
Between Chestnut Street and South Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-F-g. The City Clerk read **An ordinance amending Section 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended, by changing parking prohibited at all times on Clinton and Halsey Streets to parking prohibited between the hours of 7 A.M. to 6 P.M. on Clinton and Halsey Streets.**

(Deleting: Clinton Street, north side, from Broad to Lawrence Street.

Adding:

No parking at any time between the hours of 7 A.M. and 6 P.M.
Clinton Street, north side, from Broad Street to Mulberry Street;
Halsey Street, between Washington Place and Branford Place, east and west sides).

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-F-h. The City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on South 10th Street.**

(South Ward)

(Deleting:

South 10th Street - east side
from Woodland Avenue to Springfield Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 6-F-i. The City Clerk read **An ordinance to amend and supplement Title 20, Police and Fire Departments, Chapter 1, Police Department, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By increasing the membership of the Taxicab Commission from 5 members to 7 members and expanding community representation to include a representative from the Autocab, Limousine and Livery Service Industry).**

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 2, 1991.

- 6-F-j. The City Clerk read **An ordinance requiring that all cosmetology and manicurist shops operating within the City of Newark sterilize and sanitize all tools, utensils, implements, linens and towels before each and every use and that all licenses be displayed in a conspicuous place in conformance with the State Law. (HM)**
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 2, 1991.

- 6-F-k. The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986, as amended. (To abolish the title of Planning Aide in the Department of Land Use Control).**

(Abolishing title of Planning Aide in the Department of Land Use Control which is no longer required)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 2, 1991.

- 6-F-l. The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title of Data Entry Machine Operator in the Department of Engineering).**

(Data Entry Machine Operator 1 1/1/91 \$17,149.77 - \$20,482.10 Operator (35 Hours))

(Creating title in Engineering to more appropriately describe duties and responsibilities of employee. Old title is common title. Fiscal Impact approximately \$1,000. Represented by Newark Council #21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Council Member Villani, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 2, 1991.

6-F-m.

The City Clerk read **An ordinance approving sale of certain lots, tracts or parcels of land situate and lying and being in the Townships of Knowlton, Blairstown, Hardwick and Frelinghuysen, in the County of Warren and the Townships of Stillwater, Fredon, Hampton, Lafayette and Sparta in the County of Sussex, State of New Jersey commonly referred to as the New York Susquehanna Western Railroad Right of Way pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).**
(State of New Jersey Department of Environmental Protection \$700,000.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-F-n.

The City Clerk read **An ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 523, Lot(s) 1, 3, 4, 5, 51, 54, 59 and 60 (109-119 Broad Street, 50-58 3rd Avenue E. and 231-239 Broadway)**
(North Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 2, 1991.

6-F-o.

The City Clerk read **An ordinance to amend Title 23, Traffic and Parking, Chapter 5, Parking, Stopping and Standing, Generally, Section 13, Reserved Parking Spaces, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By amending the First Paragraph to clarify the handicapped parking restrictions and adding penalties for unauthorized parking in spaces reserved for the physically handicapped plus a \$1.00 surcharge)**

(Adds penalties of \$100. for first offense and for subsequent offenses a fine of at least \$100. and up to 90 days community service, plus \$1. surcharge to be deposited in Automated Traffic System Fund)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 2, 1991.

- 6-F-p. The City Clerk read **An ordinance to amend Title 24, Transportation, Chapter 2, Autocabs, Limousine and Livery Service, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To clarify its applicability and the requirements of autocab owner and/or operators whose principal place of business, majority of business or base is in the City of Newark.**
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 2, 1991.

- 6-F-q. The City Clerk read **An ordinance amending Section 27:3-54 of Article 11, "Third Industrial District Regulations," Chapter 3, Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to delete the requirement of a chain-link fence with slats.**
(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 2, 1991.

- 6-F-r. The City Clerk read **An ordinance amending Title 17, Offenses Miscellaneous, establishing rules and regulations for the safety and conduct of persons using Newark parks and recreational facilities, by requiring Municipal Council approval prior to the issuance of a permit.**
(Copy of ordinance submitted to each Member of the Council)

A motion to defer action on the ordinance was made Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-F-s. The City Clerk read **An ordinance amending Title 2, Administration, Chapter 15, Council Rules, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To provide for the filing of employee attendance information with the City Clerk).**
(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 2, 1991.

A motion to consider Item 8-e, on Ordinances on First Reading was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-F-t. The City Clerk read **An ordinance to amend and supplement Title 8, Businesses and Occupations, Chapter 20, Public Garages, of the City of Newark, New Jersey, 1966, as amended and supplemented, by exempting the requirement of a privacy fence for premises located in industrial districts.**

A motion to adopt the ordinance on first reading was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 2, 1991.

A motion to remove from the table "An ordinance amending Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by amending Section 23:5-11.2, Mandatory Impounding of Illegally Parked Vehicles," (6-F-o, September 4, 1991), was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Not Voting: Council Member Martinez.

6-F-u. The City Clerk read **An ordinance amending Title 23, Traffic and Parking, (A.S.) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by amending Section 23:5-11.2, Mandatory Impounding of Illegally Parked Vehicles.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled September 4, 1991)

(Ordinance removed from table September 17, 1991)

A motion to amend the ordinance by adding thereto "excluding a private residential driveway" was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Not Voting: Council Members Carrino, Martinez.

A motion to adopt the ordinance on first reading, as amended, was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Not Voting: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 2, 1991.

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A motion to consider Item 9-a on Ordinances on First Reading was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

6-F-v.

The City Clerk read **An ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 19, Wreckers; Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By increasing the towing rates from bus lanes; including the same rates for Scofflaw Towing & Towing of Illegally parked cars; and allowing for prohibiting mileage charges for abandoned, stolen or disabled vehicles).**

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Assistant Corporation Counsel Mrozik met with the Council August 6, 1991)

Council Member Grant, through the Chair, directed the City Clerk to invite Corporation Counsel Grant to meet with the Council at its September 24, 1991 special conference to discuss same.

A motion to amend the ordinance by changing the towing of scofflaws, illegally parked cars and from bus lanes-automobiles, vans and trucks under five tons from \$65. to \$50. and deleting therefrom Section One, Paragraph III, Mileage, stolen and abandoned automobiles, free mileage, all other vehicles \$2.75 per mile was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Martinez, President Tucker.

Not Voting: Council Members Carrino, Harris, Rice.

A motion to adopt the ordinance, as amended, was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Martinez, President Tucker.

Not Voting: Council Members Carrino, Harris, Rice.

President Tucker: The yeses are eight, the noes are none and three not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 2, 1991.

6-F-w.
(A.S.)

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor," (6-S & F-f), adopted May 4, 1977, as amended and supplemented, by adjusting salary for Executive Secretary, Municipal Council.**

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Not Voting: Council Member Rice.

President Tucker: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 2, 1991.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6(c) for years 1989, 1990 and 1991 on property owned by Mt. Zion Baptist Church and located at 216 Broadway, Block 525, Lot 30, Newark, New Jersey.

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WHEREAS, Mt. Zion Baptist Church is a New Jersey Corporation organized under Title 15A of the New Jersey Statutes, as a Non-Profit Corporation organized exclusively for religious purposes; and

WHEREAS, Mt. Zion Baptist Church is the former owner of property located at 216 Broadway, Block 525, Lot 30, which is adjacent to its property known as 208-214 Broadway and serves as a parking lot; and

WHEREAS, said premises have been used from the date acquisition exclusively for religious purposes; and

WHEREAS, the aforesaid property have, at all times, been entitled to an exemption from the payment of real property taxes; and

WHEREAS, Mt. Zion Baptist Church represents that due to a change in the Church officers, the continuing statement for tax exempt status was not timely filed, as it was the understanding of the new officers that the filing of the tax exempt status for 208-214 Broadway also included 216 Broadway; and

WHEREAS, the Tax Assessor did not grant tax exempt status to the said Corporation for years 1984, 1985, 1986, 1987 and 1988 due to the failure of said Corporation to file the aforesaid claim; and

WHEREAS, the property known as 216 Broadway was included in the City of Newark's 1986 Foreclosure Proceedings, bearing Docket F-4674-86, as claim #180; and

WHEREAS, the Church is ready, willing and able to pay taxes in the amount of \$4,264.00 plus interest and costs, for years 1984, 1985, 1986, 1987 and 1988; and

WHEREAS, there is due and owing taxes in the amount of \$614.80 (plus applicable interest and costs) for year 1989; \$679.60 (plus applicable interest and costs) for year 1990; and \$339.00 (plus applicable interest and costs) for year 1991; and

WHEREAS, N.J.S.A. 54:4-3.6(c) provides that the governing body of each municipality may, by Ordinance, upon a showing of good cause as to why a timely claim was not filed, forgive taxes for three years on properties owned by one or more associations or corporations organized exclusively for the purpose set forth in N.J.S.A. 54:4-3.6 which would have been exempt had a timely claim been made thereto.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. By copy of this Ordinance, the Tax Assessor or the City of Newark, be and he is hereby authorized to remove the tax assessment for the years 1989, 1990 and 1991 on the property known as 216 Broadway, Block 525, Lot 30 and having taxes due and owing to the City of Newark.

2. The Tax Collector of the City of Newark cancel taxes in the total amount of \$1,634.20, plus applicable interest and costs for years 1989, 1990 and 1991 on the property noted above, pursuant to N.J.S.A. 54:4-3.6(c).

3. The Corporation Counsel be and is hereby authorized to enter into a Consent Order vacating the In Rem Judgment entered on September 30, 1986, bearing Docket No. F-4674-86 as Claim #180 against the aforesaid property.

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4. Attached hereto is the Tax Assessor's property tax exemption certification form stating that the property is presently being utilized for purposes for which a tax exemption is authorized pursuant to N.J.S.A. 54:4-3.6.

5. The Ordinance shall take effect upon final passage and publication according to the Laws of the State of New Jersey.

STATEMENT

The purpose of this Ordinance is to forgive taxes for years 1989, 1990 and 1991 for failure to file a claim for tax exemption.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Halsey Street and Academy Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-5, No Turn On Red of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding thereto the following:

Intersection:
Halsey Street and Academy Street

Right Turn On Red Prohibition
South on Halsey Street to West on Academy Street

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

STATEMENT: This ordinance prohibits any motorist from making a right turn on red at the intersection of Halsey Street and Academy Street.

President Tucker called those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control," (6-S & F-ba) adopted July 16, 1986, as amended (To create the title of Office Services Manager/Rent Regulation Officer and to abolish the title of Manager, Office of Boards in the Department of Land Use Control).

(Creating new title and abolishing old in accordance with title standardization of New Jersey Department of Personnel. No change in salary. Not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

| | | | |
|---|---|--------|---------------------------|
| Office Services Manager/ Rent Regulation Officer A324 | 1 | 1/1/90 | \$43,062.00 - \$52,342.00 |
|---|---|--------|---------------------------|

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Manager, Office of Boards
A324

SECTION 3. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in such position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, which is inconsistent therewith, is hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance will replace a non-standard title with a New Jersey Department of Personnel approved title.

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September 17, 1991

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Villani, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Sections 23:5-1, 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on street parking regulations on State Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

State Street - both sides
From High Street to Broad Street

and by adding thereto:

State Street - south side
From Martin Luther King Boulevard to Broad Street

Section 2. That Section 23:5-2, Parking Prohibited At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

State Street - north side
From Martin Luther King Boulevard to Broad Street
From 7:00 a.m. to 6:00 p.m., Mondays through Fridays

Section 3. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication according to law.

Section 5. This ordinance does not require approval of the Commissioner of Transportation.

STATEMENT: This ordinance prohibits any person from parking their vehicles on State Street at the curbside space between posted signs bearing the legend "No Parking At Any Time".

September 17, 1991

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President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Birks Place.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Birks Place - Both sides
From Hawthorne Avenue to Nye Avenue

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Section 4. This ordinance does not require approval by the Commissioner of Transportation.

STATEMENT: This ordinance prohibits any person from parking their vehicles on Birks Place at the curbside space between posted signs bearing the legend "No Parking At Any Time".

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 17, 1991

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Spruce Street and Quitman Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Spruce Street - Northside
Beginning 205 feet west of the westerly curblin of
Quitman Street and extending 111 feet westerly
therefrom.

Quitman Street - Westside
Beginning 491 feet south of the southerly curblin of
Spruce Street and extending 90 feet southerly
therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Section 4. This ordinance does not require approval by the Commissioner of Transportation.

STATEMENT: This ordinance prohibits any person from parking their vehicles on Spruce Street and Quitman Street at the curbside space between posted signs bearing the legend "No Parking At Any Time".

President Tucker called those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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September 17, 1991

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To create the title of Apprentice Electrician and to abolish the title of Electricians Helper in the Department of General Services).

(Creating new title and abolishing old which more appropriately describes duties and responsibilities of employee. No change in salary. Represented by Building Trades Bargaining Committee.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an "Ordinance creating positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 as amended and supplemented be amended to create the following title:

POSITION

| | | |
|------------------------|--------|-------------------------------------|
| Apprentice Electrician | 1/1/91 | \$23,611.92 - 25,145.87 - 25,773.21 |
| 0272 (35 Hrs.) | 1/1/92 | \$24,792.52 - 26,403.16 - 27,061.87 |

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Electricians Helper
1710 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Apprentice Electrician" more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Electrician Helper".

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 17, 1991

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development," (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Management Information Systems Specialist in the Department of Development).

(Creating title in Department of Development which more appropriately describes duties and responsibilities of employee. Old title is common title. Represented by Newark Council 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating the positions in the Department of Development" (6S&FZ) adopted July 16, 1986 as amended and supplemented be amended to create the following title:

POSITION

Management Information 1 1/1/91 \$40,880.22 - 49,325.24
Systems Specialist
4354 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Management Information Systems Specialist" more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Management Specialist".

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting permission to New Jersey Bell Telephone Company to construct and maintain a cross connect box within an easement area described herein and located in Block 554, Lot 14.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That permission is hereby granted to New Jersey Bell Telephone Company to construct and maintain a cross connect box within the following easement area:

September 17, 1991

- A. Within Lot 14 in Block 554, as shown on a drawing entitled "Survey of Proposed Easement, Block 554, Lot 14, City of Newark, Essex County, New Jersey", dated June 12, 1991, and prepared by Taylor, Wiseman and Taylor, which drawing is hereto attached and made a part hereof.

Section 2. That such permission be and is hereby given upon the condition and provision that said New Jersey Bell Telephone Company, its successors and assigns, will at its sole expense upon sixty (60) days notice in writing from the City of Newark, alter or relocate the cross connect box or any part thereof, as may be designated in the Relocation Notice as may be served by the City upon said New Jersey Bell Telephone Company.

Section 3. That such permission be and is hereby given upon the condition and provision that New Jersey Telephone Company, its successors and assigns, not only shall indemnify and save harmless the City of Newark, its officers, agents, and servants, from any claims whatsoever arising from or in any way connected with the granting or use of the above stated easements but shall agree to assume on behalf of the City of Newark defense of any action at law or equity which may be brought against the City upon such claims or from claims arising during construction period.

Section 4. That in addition to the aforesaid indemnity agreement, New Jersey Bell Telephone Company, its successors and assigns shall at its own cost and expense procure and keep at all times in full force and effect paid up policies for Comprehensive General Liability Insurance in favor of the City of Newark, in an amount of at least \$5,000,000.00 covering bodily injury and property damage arising out of any one accident, said policies to be approved by the Corporation Counsel of the City of Newark. Proof of said coverage, naming the City of Newark as an insured and including the indemnification clause in Section 3, shall be filed with the City Clerk prior to installation. The City shall have the right to require or increase the amount of Comprehensive General Liability Insurance and to alter the terms of insurance called for under this section. Said insurance shall not be subject to cancellation or change until thirty (30) days after the City Clerk has written notice thereof as evidenced by return receipt of certified or registered letter. In the event the properties, or any part thereof, that are connected by the easement do not remain in the ownership of New Jersey Bell Telephone Company, the City shall be given notice thereof, and should the City find and determine that the use for which the aforesaid easements may increase the fire or safety hazard at the premises or affect the liability of the City, the City shall have the right to require an increase in the General Comprehensive Coverage and to alter the terms of insurance called for under this section.

Section 5. That such permission be and is hereby given upon the further condition that in the use of said easement, New Jersey Bell telephone Company, its successors and assigns, shall become subject to any Ordinance or resolution now or hereafter adopted by the City of Newark that may apply to the easements and cross connect box and that New Jersey Bell Telephone Company, its successors and assigns, shall become liable for the payment of any fee hereafter imposed by the City by such Ordinance or Resolution.

Section 6. That such permission be and is hereby given upon the condition that New Jersey Bell Telephone Company shall file with the City of Newark its written acceptance of the provisions of this Ordinance within thirty (30) days from the date on which it takes effect and shall pay on demand of the City of Newark the amount and cost and expense to the City for all official publications of this Ordinance.

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Section 7. That such permission be and is hereby given upon the condition that New Jersey Bell Telephone Company shall commence installation of the said cross connect box not later than six (6) months from the effective date of this Ordinance and shall complete such installation in the easement area within a period of ninety (90) days from the commencement of such work, unless said 90 day period is extended by the Director of Engineering upon receipt of a written extension request from New Jersey Bell Telephone Company.

Section 8. That such permission be and is hereby given upon the condition that New Jersey Bell Telephone Company shall obtain a written permit from the Department of Engineering before disturbing the easement area or making any installations.

Section 9. That New Jersey Bell Telephone Company shall be responsible for the repair of and/or damage to paving, existing utility lines, or any surface or subsurface installations, etc., arising from the construction, installation, or maintenance of the cross connect box.

Section 10. That such permission is granted subject to all State Laws and City Ordinances governing the aforesaid easements, cross connect box and maintenance.

Section 11. That in the event that the cross connect box covered with the aforesaid easement are no longer used, or used for a purpose other than for the original intent by either New Jersey Bell Telephone Company or its successors or assigns in title, the City of Newark shall be so notified, and it shall have the right to terminate these easements and upon such termination all rights shall revert to the City. Upon the cessation of use of the aforesaid easements, the cross connect box shall be removed in a manner meeting with the approval of the Director of the Department of Engineering. All costs for removing the cross connect boxes shall be borne by New Jersey Bell Telephone Company or its successors or assigns in title to the properties joined by the aforesaid easements.

Section 12. That so long as the cross connect box covered by this easement remains in existence, the obligation and performance hereunder shall run with the land and shall be binding upon New Jersey Bell Telephone Company and upon all subsequent owners of the properties connected by the easements.

Section 13. That New Jersey Telephone Company, subject to the approval of the City of Newark Corporation Counsel, shall place an instrument on record in the Essex County Register's Office giving notice of the existence of the easements created by this Ordinance. This instrument shall be executed on behalf of the City of Newark by the Director of the Department of Engineering and attested to by the City Clerk who shall affix the City Seal thereto. The City shall record this instrument at the cost of New Jersey Bell Telephone Company who shall pay all such costs upon request from the City.

Section 14. That for the rights and privileges herein granted New Jersey Bell Telephone Company shall pay to the City of Newark an easement fee of Four Thousand Dollars, upon the acceptance of the above stated agreement.

Section 15. This Ordinance shall take effect upon promulgation and passage in accordance with Law.

STATEMENT

This Ordinance grants permission to New Jersey Bell Telephone Company for an easement to construct a cross connect box on Lot 14 in Block 554.

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President Tucker called those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Development" (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create certain position titles and to abolish others in the Department of Development).

(Creating 7 new titles and abolishing 6 titles in accordance with standard titles of New Jersey Department of Personnel. Fiscal Impact is approximately \$1,700. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Development" (6S&FZ) adopted July 16, 1986 as amended and supplemented be amended to create the following titles:

POSITION

| | | | |
|---|---|--------|---------------------------|
| Advertising and Sales Clerk 0232 (35 Hrs.) | 1 | 1/1/91 | \$28,423.70 - \$34,200.66 |
| Execution Clerk 1777 (35 Hrs.) | 1 | 1/1/91 | 23,569.21 - 28,217.18 |
| Field Representative, Real Estate Appraisals, Negotiations and Purchasing 1824 (35 Hrs.) | 1 | 1/1/91 | 29,754.25 - 35,809.27 |
| Housing Assistance Technician 4534 (35 Hrs.) | 1 | 1/1/91 | 25,750.52 - 30,949.98 |
| Records Manager 6382 (35 Hrs.) | 1 | 1/1/91 | 31,164.23 - 37,515.10 |
| Senior Index Clerk, Typing 3376 (35 Hrs.) | 1 | 1/1/91 | 23,685.34 - 28,423.70 |
| Tenant Relations Assistant 4998 (35 Hrs.) | 1 | 1/1/91 | 28,423.70 - 34,200.66 |

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SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following titles:

POSITION

Assistant Project Coordinator,
Surplus Property
0656 (35 Hrs.)

Assistant Real Estate Acquisition
Specialist Trainee
A355 (35 Hrs.)

Assistant Real Estate
Collection Officer A358 (35 Hrs.)

Assistant Real Estate Records
Retention Officer
A377 (35 Hrs.)

Real Estate Acquisition Specialist
A499 (35 Hrs.)

Real Estate Records
Retention Officer
A506 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The purpose of this ordinance is to replace non-standard titles with New Jersey Department of Personnel approved titles.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor" (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create the title of Parking Meter Collector in the Department of Finance).

(Creating new title in Department of Finance. Funds will be transferred from vacant position. Represented by Newark Council #21, Civil Service Association.)

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BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Parking Meter Collector 1 1/1/91 \$18,734.52 - \$22,021.17
2615 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This position is being requested for the Division of Tax Abatement and Special Taxes which is responsible for the collection of money from all parking meters in the City of Newark.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting permission to Rutgers University to construct and maintain chilled water lines within an easement area described herein and located in Warren Place and New Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That permission is hereby granted to Rutgers University to construct and maintain chilled water lines within the following easement area:

- A. Along Warren Place and New Street, as shown on a drawing entitled "Utility Easement, Rutgers, Newark Campus, Essex County, Newark, New Jersey", dated August 2, 1991, and prepared by Langan Engineering, which drawing is hereto attached and made a part hereof.

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Section 2. That such permission be and is hereby given upon the condition and provision that said Rutgers University, its successors and assigns, will at its sole expense upon sixty (60) days notice in writing from the City of Newark, alter or relocate the chilled water lines or any part thereof, as may be designated in the Relocation Notice as may be served by the City upon said Rutgers University.

Section 3. That such permission be and is hereby given upon the condition and provision that Rutgers University, its successors and assigns, not only shall indemnify and save harmless the City of Newark, its officers, agents, and servants, from any claims whatsoever arising from or in any way connected with the granting or use of the above stated easements but shall agree to assume on behalf of the City of Newark defense of any action at law or equity which may be brought against the City upon such claims or from claims arising during construction period.

Section 4. That in addition to the aforesaid indemnity agreement, Rutgers University, its successors and assigns shall at its own cost and expense procure and keep at all times in full force and effect paid up policies for Comprehensive General Liability Insurance in favor of the City of Newark, in an amount of at least \$5,000,000.00 covering bodily injury and property damage arising out of any one accident, said policies to be approved by the Corporation Counsel of the City of Newark. Proof of said coverage, naming the City of Newark as an insured and including the indemnification clause in Section 3, shall be filed with the City Clerk prior to installation. The City shall have the right to require or increase the amount of Comprehensive General Liability Insurance and to alter the terms of insurance called for under this section. Said insurance shall not be subject to cancellation or change until thirty (30) days after the City Clerk has written notice thereof as evidenced by return receipt of certified or registered letter. In the event the properties, or any part thereof, that are connected by the easement do not remain in the ownership of Rutgers University, the City shall be given notice thereof, and should the City find and determine that the use for which the aforesaid easements may increase the fire or safety hazard at the premises or affect the liability of the City, the City shall have the right to require an increase in the General Comprehensive Coverage and to alter the terms of insurance called for under this section.

Section 5. That such permission be and is hereby given upon the further condition that in the use of said easement, Rutgers University, its successors and assigns, shall become subject to any Ordinance or resolution now or hereafter adopted by the City of Newark that may apply to the easements and chilled water lines and that Rutgers University, its successors and assigns, shall become liable for the payment of any fee hereafter imposed by the City by such Ordinance or Resolution.

Section 6. That such permission be and is hereby given upon the condition that Rutgers University shall file with the City of Newark its written acceptance of the provisions of this Ordinance within thirty (30) days from the date on which it takes effect and shall pay on demand of the City of Newark the amount and cost and expense to the City for all official publications of this Ordinance.

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Section 7. That such permission be and is hereby given upon the condition that Rutgers University shall commence installation of the said chilled water lines not later than six (6) months from the effective date of this Ordinance and shall complete such installation in the easement area within a period of ninety (90) days from the commencement of such work, unless said 90 day period is extended by the Director of Engineering upon receipt of a written extension request from Rutgers University.

Section 8. That such permission be and is hereby given upon the condition that Rutgers University shall obtain a written permit from the Department of Engineering before disturbing the easement area or making any installations.

Section 9. That Rutgers University shall be responsible for the repair of and/or damage to paving, existing utility lines, or any surface or subsurface installations, etc., arising from the construction, installation, or maintenance of the chilled water lines.

Section 10. That such permission is granted subject to all State Laws and City Ordinances governing the aforesaid easements, chilled water lines and maintenance.

Section 11. That in the event that the chilled water lines covered with the aforesaid easement are no longer used, or used for a purpose other than for the original intent by either Rutgers University or its successors or assigns in title, the City of Newark shall be so notified, and it shall have the right to terminate these easements and upon such termination all rights shall revert to the City. Upon the cessation of use of the aforesaid easements, the chilled water lines shall be removed in a manner meeting with the approval of the Director of the Department of Engineering. All costs for removing the chilled water lines shall be borne by Rutgers University or its successors or assigns in title to the properties joined by the aforesaid easements.

Section 12. That so long as the chilled water lines covered by this easement remain in existence, the obligation and performance hereunder shall run with the land and shall be binding upon Rutgers University and upon all subsequent owners of the properties connected by the easements.

Section 13. That Rutgers University, subject to the approval of the City of Newark Corporation Counsel, shall place an instrument on record in the Essex County Register's Office giving notice of the existence of the easements created by this Ordinance. This instrument shall be executed on behalf of the City of Newark by the Director of the Department of Engineering and attested to by the City Clerk who shall affix the City Seal thereto. The City shall record this instrument at the cost of Rutgers University who shall pay all such costs upon request from the City.

Section 14. That for the rights and privileges herein granted Rutgers University shall pay to the City of Newark an easement fee of Five Thousand Dollars (\$5,000.00), upon the acceptance of the above stated agreement and shall pay to the City of Newark on or before January 15th of each succeeding year a user charge of One Thousand Dollars (\$1,000.00).

Section 15. This Ordinance shall take effect upon promulgation and passage in accordance with Law.

STATEMENT

This Ordinance grants permission to Rutgers University for an easement to construct chilled water lines in Warren Place and New Street.

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President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Kearny Street as a one-way street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Kearny Street - eastbound
Between Garside Street and Broadway

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

STATEMENT: This ordinance establishes one-way street on Kearny Street between Garside Street and Broadway.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance on second reading and final passage awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Carrino, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond ordinance providing for the acquisition of computer equipment for the Department of Health and Human Services and appropriating \$1,000,000. therefor and authorizing the issuance of \$950,000. bonds or notes of the City for financing the cost and making the down payment for said improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

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BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The improvement and purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the City of Newark, County of Essex, New Jersey (hereinafter referred to as the "City"). For the said improvement or purpose stated in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$1,000,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$50,000 as the down payment for said improvement or purpose required by Law, N.J.S.A. 40A:2-11, and now available by virtue of a provision in a previously adopted budget of the City and currently available for down payment or capital improvement purposes, as required by the Local Bond Law of New Jersey.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$1,000,000 appropriation not otherwise provided hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$950,000 pursuant to the Local Bond Law (N.J.S.A. 40A:2-1, et seq.).

Section 3. (a) The aggregate sum of an amount not to exceed \$1,000,000 is hereby appropriated by the City for the following project and improvement as described by project number, description of improvement or purpose, authorized amount, method of financing, and amount of bonds or notes authorized:

| <u>Project Number</u> | <u>Capital Purpose</u> | <u>Author- ized Amount</u> | <u>Down Payment Capital Improvement Fund and/or Capital Surplus Fund</u> | <u>Estimated Maximum Amount of Bonds & Notes</u> |
|-----------------------|---|------------------------------------|--|--|
| 90B5 | Acquisition of Computer Equipment, and all improvements, costs and appurtenances related thereto, for the Department of Health and Human Services of the City of Newark | \$1,000,000 | \$50,000 | \$950,000 |

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(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$950,000.

(c) The estimated cost of said purpose is \$ 1,000,000 the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$50,000 down payment for said purposes.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose as described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law (N.J.S.A. 40A:2-22), according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance is (each of which shall be undertaken in accordance with a project description, or plans and specifications on file with the City Department of Administration) as follows:

| <u>Project Number</u> | <u>Capital Purpose</u> | <u>Author- ized Amount</u> | <u>Period of Usefulness</u> |
|---------------------------|---|------------------------------------|-------------------------------------|
| 90B5 | Acquisition of Computer Equipment, and all improvements, costs and appurtenances related thereto, for the Department of Health and Human Services of the City of Newark | \$1,000,000 | 5 years |

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The average period of usefulness of said purpose within the limitations of the Law, N.J.S.A. 40A:2-22, and taking into consideration the amount of the said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 5 years.

(c) The Supplemental Debt Statement required by said Law (N.J.S.A. 40A:2-42) has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in the Law is increased by this bond ordinance by \$950,000 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) Amounts not exceeding \$50,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Law may be included as part of the costs of said improvement and are included in the foregoing estimate thereof.

Section 5. Each of the bonds authorized herein shall be designated "Qualified Bond (Qualified pursuant to the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq.)" and shall contain a recital that it is issued pursuant to Title 40A of the New Jersey Statutes and is entitled to the benefits of the provisions of the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq. Within ten (10) days after the date of issuance of qualified bonds, the City shall certify to the State Treasurer the name and address of the paying agent, the maturity schedule, interest rate and dates of payment of debt service on such qualified bonds. The bonds must

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be registered bonds, registered as to both principal and interest, or as consistent with any applicable law in effect as of the date of issuance. The form, date, denomination, interest rate and maturity of the bonds shall be as hereafter determined by resolution of the Municipal Council.

Section 6. The Director of Finance of the City of Newark ("Chief Financial Officer") is hereby authorized to issue temporary notes or loan bonds (hereinafter "notes") of the City. All notes issued hereunder shall mature at such time and bear interest at such rate or rates as may be determined by the Chief Financial Officer; provided that no note shall mature later than one (1) year from its date. Except as to terms or conditions with respect to such notes as may be fixed or required by the Local Finance Board pursuant to N.J.S.A. 40A:3-6, the Chief Financial Officer of the City is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution and said officer's signature upon said notes shall be conclusive as to such determination; and all such notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8, N.J.S.A. 40A:2-28 and N.J.S.A. 40A:3-6. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale in such amounts as said officer may determine at not less than par and to deliver them to the purchaser thereof upon receipt of payment of the purchase price, plus accrued interest from their date to the date of delivery thereof and payment therefor. The Chief Financial Officer is authorized and directed to report in writing to the Municipal Council at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

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Section 7. The Chief Financial Officer is further authorized to determine the terms of the Bonds, and enter into any contracts or agreements to implement the issuance of the Bonds including agreements for bond insurance, rating agencies, printing, financial advisors, auditors and legal services, which terms and agreements shall be consistent with the Local Bond Law, or other applicable law and consistent with the terms of this ordinance. The Chief Financial Officer is directed to report in writing to the Municipal Council at the meeting next succeeding the entering into said contracts, agreements and determinations pursuant to this ordinance.

Section 8. An application and a certified copy of this ordinance as passed on first reading shall be filed with the Local Finance Board (the "Board") to qualify the bonds pursuant to the Municipal Qualified Bond Act. Upon satisfactory investigation by the Board, the Board may, by resolution, determine that the City is entitled to issue qualified bonds. Within sixty (60) days after the submission of the application and the certified copy of this ordinance, the Board shall cause its consent to be endorsed upon the ordinance authorizing the issuance of the qualified bonds if it shall be satisfied, and it shall be recorded by resolution that the City is entitled to issue qualified bonds.

Section 9. Any funds received from the State of New Jersey, or the County of Essex or any of their agencies or any funds received from the United States of America or any of its agencies or from any other source in aid of such purpose, shall be applied to the payment of the cost of such purpose, or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent such funds are so used.

Section 10. It is hereby determined that the period within which the bonds shall mature shall be not more than thirty (30) years and shall be consistent with Section 4(b) hereof.

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Section 11. The Capital Budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available for public inspection.

Section 12. The governing body of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking an action in order to preserve the tax-exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 13. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the City, and unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 14. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 15. This bond ordinance shall take effect twenty (20) days after the first publication thereof, after final adoption, as provided by said Local Bond Law.

STATEMENT

Bond Ordinance providing for the acquisition of computer equipments for the Department of Health & Human Services.

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President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing.

City Clerk Marasco read the following letter from Finance Director Jean:

The following bond ordinances on second and final reading on September 17, 1991:

6Ph,S&F-o Performing Art Center
6Ph,S&F-N Equipment for Health and Human Service
were approved by the the Local Finance Board of the State of New Jersey at its August 20,1991 meeting and the Performing Art Center was approved a second times on September 17,1991 in order to handle a minor procedural situation. In addition, the supplemental debt statements for these ordinances have been recieved by the Secetary of the Local Finance Board, Harry Mansmann and filed in the office of Local Government Services.Thank you for your cooperation in this matter.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance reappropriating cash balances from previously adopted bond ordinances and determining that said appropriations, including bond proceeds from previously issued bonds, are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations in the amount of \$381,000., and transferring \$381,000., to the Capital Surplus Fund and providing for funding for the Performing Arts Center, and appropriating \$1,000,000. therefor, including \$381,000. from the Capital Surplus Fund, and authorizing the issuance of \$588,050. of bonds or notes of the City for financing the cost of said improvement authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

WHEREAS, the City Council ("Council") of the City of Newark ("City") County of Essex, State of New Jersey has determined that the proposed Performing Arts Center of the State of New Jersey (the "Arts Center") to be constructed in the City of Newark is a project that is a public purpose, the construction of which should be supported by the City; and

WHEREAS, the New Jersey Performing Arts Center Corporation ("the Corporation") is responsible for the construction of the Arts Center, and has requested that the City contribute to the funding for the construction of same in the amount of \$1,000,000; and

WHEREAS, the Corporation has represented to the City that it is a non-profit corporation, described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code") and is exempt from Federal income taxation pursuant to Section 501(a) of the Code; and

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WHEREAS, it is anticipated that the land on which the Arts Center is constructed will be owned by the State of New Jersey (the "State"), and that the Corporation will own and manage the Arts Center; and

WHEREAS, a portion of the monies given to the Arts Center will be used by private organizations for the operation of various concessions; and

WHEREAS, the Council has determined that it is in the best interest of the City to provide funding to the Corporation for purposes of the Arts Center in the amount of \$1,000,000; and

WHEREAS, the Director of Finance of the City of Newark ("Director") determined that there is currently available \$381,000 in bond proceeds, pursuant to prior issuance of bonds of the City of Newark, which proceeds are no longer required for the projects for which same were appropriated; and

WHEREAS, the Director has represented that \$22,930.83 is available in bond proceeds from the bond issuance dated September 1, 1980, which bond issuance was in the total principal aggregate amount of \$15,709,000, and that the proceeds to be appropriated to the Arts Center project represent less than 5% of such bond proceeds; and

WHEREAS, the Director has represented that there is available \$253,791.72 in bond proceeds which are no longer required for the purposes set forth therein, from the issuance of bonds of the City, dated November 1, 1984, issued in the total principal aggregate amount of \$17,757,000, and that said amount of available proceeds represent less than 5% of the total aggregate price of said bond issue; and

WHEREAS, the Director has represented that there is available \$104,277.45 of bond proceeds no longer required for the purpose set forth therein from the October 1, 1989 bond issuance of the City, issued in the total principal aggregate amount of \$26,783,000 and that said proceeds represent less than 5% of the total bond issuance; and

WHEREAS, the City has determined to appropriate \$619,000 in additional funds for the Arts Center, and to authorize the issuance of \$588,050 of bonds and notes of the City to finance the Arts Center; and

WHEREAS, the Director has represented that the bonds to be issued pursuant to this ordinance will represent less than 5% of the total aggregate issue price of an anticipated future bond issuance of the City; and

WHEREAS, to preserve the tax-exempt status of the City's bond issuance, the Code requires that the proceeds of any issue of bonds of the City, which are used for a private purpose, do not exceed 5% of the total aggregate issue price of said issue; and

WHEREAS, based upon the representations of the Director, it is the intention of the Council that the additional bonds or notes authorized by this ordinance shall be issued as tax-exempt debt in accordance with all requirements set forth in the Code, or any subsequent amendments thereto, and such compliance is herein directed; and

WHEREAS, the Director has advised the Council that the issue of bonds to be issued, which will include the bonds authorized by this bond ordinance, may not be issued in the next calendar year; and

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WHEREAS, prior to the issuance of bonds the City reasonably expects to incur the expenses authorized herein, in the amount of \$1,000,000; and

WHEREAS, the City has determined to pay said amounts authorized herein, which are not funded from the Capital Surplus or Capital Improvement Funds, from the Capital Fund, and/or other funds of the City, and

WHEREAS, the City hereby determines to reimburse said Capital Fund, or other funds, for the amounts expended, with the proceeds of the bonds and/or notes authorized herein; and

WHEREAS, it is hereby determined that all projects authorized by this ordinance have a period of usefulness of at least five (5) years; and

WHEREAS, the Council of the City of Newark hereby declares that it is the intention of the governing body that the Capital

Fund, or other fund of the City be reimbursed for any funds expended on the project authorized herein prior to the issuance of bonds and/or notes, as such temporary borrowing of such funds is prudent cash flow management by the City, in lieu of engaging in the premature issuance of small amounts of bond and notes.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring) AS FOLLOWS:

Section 1. Pursuant to the Local Bond Law and the Local Budget Law of the State of New Jersey, including N.J.S.A. 40A:2-39, the City of Newark, County of Essex, State of New Jersey (hereinafter the "City") hereby determines that \$381,000 of capital appropriations, including bond proceeds as hereinafter set forth, are not necessary for the purpose set forth in the bond ordinances, authorizing said appropriations and that it is in the best interests of the City to reappropriate and use said funds to finance the cost of other purposes for which bonds may be issued. Further, the description and the authorization for the acquisition, construction and/or installation of the project and improvement is hereby amended as set forth hereinafter in Section 2 of this ordinance.

Section 2. The authorization and appropriation in the amount of \$381,000, including bond proceeds, for the improvements hereinafter set forth is hereby cancelled, reappropriated and transferred to the Capital Surplus Fund (provided said funds are used for another project or projects for which bonds may be issued and used, and as set forth in Section 3 hereof), and the authorization and appropriation set forth in said Bond Ordinances are hereby amended as follows:

| Ordinance and Project No. | Project | Total Current Authori- zation | Cash Balance to be Cancelled | Revised Authori- zation |
|---|---|--|---------------------------------------|-------------------------------|
| Ordinance No. 6S&FH adopted 12/19/79, Project No. 0676 | Sanitary Sewer Hayes and Bessner Street | \$ 323,000 | \$ 7,500 | \$ 315,500 |
| | Parallel Sewers Doremus Avenue | \$ 1,250,000 | \$ 15,430.83 | \$ 1,234,569.17 |

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Ordinance
6 Fa&FI
adopted
1/6/82
Project Public Works
No. 0183 Fire Vehicles \$ 2,703,000 \$ 11,287.29 \$ 2,691,712.71

Ordinance
No. 6S&FI
adopted
11/18/84
Project Parking-Public
No. 0683 Health Building \$ 188,450 \$188,450 \$ -0-

Ordinance
No. 6S&FBA
adopted

6/25/85 Delancy Street
Project Drainage
No. 1584 Improvement \$ 160,000 \$ 7,227.01 \$ 152,772.99

Ordinance
No. 6S&FP
adopted
9/16/87 Reconstruction
Project of Springfield
No. 8389 Avenue Library \$ 850,000 \$ 117.42 \$ 849,882.58

Ordinance
No. 6S&FBA
adopted
6/25/85 Rehabilitation
Project of 15 Roseville
No. 1684 Avenue \$ 240,000 \$ 1,710 \$ 238,290

Project Parking-Health
No. 1784 and Welfare \$ 45,000 \$ 45,000 \$ -0-

Ordinance
No. 6S&FK
Project Fire Station
No. 86AO Central Avenue \$ 1,200,000 \$ 4,242.23 \$ 1,195,757.77

Ordinance
No. 6F&FC
adopted
7/26/88
Project Acquisition of
No. 88CO Vehicles \$ 4,799,000 \$100,035.22 \$ 4,698,964.78

TOTAL \$11,758,450 \$381,000.00 \$11,377,450.00

Section 3. (a) The aggregate sum of an amount not to exceed \$1,000,000 is hereby appropriated by the City for the following project and improvement as described by project number, description of improvement or purpose, authorized amount, method of financing, and amount of bonds or notes authorized:

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| <u>Project No.</u> | <u>Description</u> | <u>Total Appropriation</u> | <u>Capital Surplus Fund</u> | <u>Down Payment/Capital Improvement Fund</u> | <u>Estimated Bonds/Notes</u> |
|--------------------|--|----------------------------|-----------------------------|--|------------------------------|
| 90B7 | City of Newark Arts Center Project, including acquisition of land, construction design, and all appurtenances, costs and expenses related thereto. | \$1,000,000 | \$381,000 | \$30,950 | \$588,050 |

The description of the project set forth herein above shall include all accessories, equipment, costs, improvements and appurtenances thereto, and for said project set forth in this Section 3.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$588,050.

(c) The estimated cost of said purpose is \$ 1,000,000 the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$30,950 down payment for said purposes, and the amount of \$381,000 of reappropriated bond proceeds set forth above.

SECTION 4. The City hereby determines the Project set forth in Section 3 is a purpose for which bonds may be issued.

Section 5. The improvement and purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the City of Newark, County of Essex, New Jersey (hereinafter referred to as the "City"). For the said improvement or purpose stated in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$1,000,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$30,950 as the down payment for said improvement or purpose required by Law, N.J.S.A. 40A:2-11, and now available by virtue of a provision in a previously adopted budget of the City and currently available for down payment or capital improvement purposes, as required by the Local Bond Law of New Jersey, and the sum of \$381,000 of bond proceeds reappropriated from the Capital Surplus Fund.

Section 6. For the financing of said improvement or purpose and to meet the part of said \$1,000,000 appropriation not otherwise provided herein, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$588,050 pursuant to the Local Bond Law (N.J.S.A. 40A:2-1, et seq.).

Section 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose as described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

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(b) The period of usefulness of said purpose within the limitations of said Local Bond Law (N.J.S.A. 40A:2-22), according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance is (each of which shall be undertaken in accordance with a project description, or plans and specifications on file with the City Department of Administration) as follows:

| <u>Project Number</u> | <u>Capital Purpose</u> | <u>Author- ized Amount</u> | <u>Period of Usefulness</u> |
|-----------------------|---|----------------------------|-----------------------------|
| 90B7 | City of Newark Arts Center Project, including acquisition of land, construction design, and all appurtenances costs and expenses related thereto. | \$1,000,000 | 20 years |

The average period of usefulness of said purpose within the limitations of the Law, N.J.S.A. 40A:2-22, and taking into consideration the amount of the said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 20 years.

(c) The Supplemental Debt Statement required by said Law (N.J.S.A. 40A:2-42) has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in the Law is increased by this bond ordinance by \$588,050 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) Amounts not exceeding \$50,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Law may be included as part of the costs of said improvement and are included in the foregoing estimate thereof.

Section 8. Each of the bonds authorized herein shall be designated "Qualified Bond (Qualified pursuant to the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq.)" and shall contain a recital that it is issued pursuant to Title 40A of the New Jersey Statutes and is entitled to the benefits of the provisions of the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq. Within ten (10) days after the date of issuance of qualified bonds, the City shall certify to the State Treasurer the name and address of the paying agent, the maturity schedule, interest rate and dates of payment of debt service on such qualified bonds. The bonds must be registered bonds, registered as to both principal and interest, or as consistent with any applicable law in effect as of the date of issuance. The form, date, denomination, interest rate and maturity of the bonds shall be as hereafter determined by resolution of the Municipal Council.

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Section 9. The Director of Finance of the City of Newark ("Chief Financial Officer") is hereby authorized to issue temporary notes or loan bonds (hereinafter "notes") of the City. All notes issued hereunder shall mature at such time and bear interest at such rate or rates as may be determined by the Chief Financial Officer; provided that no note shall mature later than one (1) year from its date. Except as to terms or conditions with respect to such notes as may be fixed or required by the Local Finance Board pursuant to N.J.S.A. 40A:3-6, the Chief Financial Officer of the City is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution and said officer's signature upon said notes shall be conclusive as to such determination; and all such notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8, N.J.S.A. 40A:2-28 and N.J.S.A. 40A:3-6. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale in such amounts as said officer may determine at not less than par and to deliver them to the purchaser thereof upon receipt of payment of the purchase price, plus accrued interest from their date to the date of delivery thereof and payment therefor. The Chief Financial Officer is authorized and directed to report in writing to the Municipal Council at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 10. The Chief Financial Officer is further authorized to determine the terms of the Bonds, and enter into any contracts or agreements to implement the issuance of the Bonds including agreements for bond insurance, rating agencies, printing, financial advisors, auditors and legal services, which terms and agreements shall be consistent with the Local Bond Law, or other applicable law and consistent with the terms of this ordinance. The Chief Financial Officer is directed to report in writing to the Municipal Council at the meeting next succeeding the entering into said contracts, agreements and determinations pursuant to this ordinance.

Section 11. An application and a certified copy of this ordinance as passed on first reading shall be filed with the Local Finance Board (the "Board") to qualify the bonds pursuant to the Municipal Qualified Bond Act. Upon satisfactory investigation by the Board, the Board may, by resolution, determine that the City is entitled to issue qualified bonds. Within sixty (60) days after the submission of the application and the certified copy of this ordinance, the Board shall cause its consent to be endorsed upon the ordinance authorizing the issuance of the qualified bonds if it shall be satisfied, and it shall be recorded by resolution that the City is entitled to issue qualified bonds.

Section 12. Any funds received from the State of New Jersey, or the County of Essex or any of their agencies or any funds received from the United States of America or any of its agencies or from any other source in aid of such purpose, shall be applied to the payment of the cost of such purpose, or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent such funds are so used.

Section 13. It is hereby determined that the period within which the bonds shall mature shall be not more than thirty (30) years and shall be consistent with Section 7(b) hereof.

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Section 14. The Capital Budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available for public inspection.

Section 15. The governing body of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking an action in order to preserve the tax-exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended (the "Code"), and regulations thereunder, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 16. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the City, and unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 17. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

SECTION 18. This amendatory bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption.

STATEMENT

Bond Ordinance cancelling part of the appropriations for various Projects and reappropriating said funds, including Bond Proceeds, and appropriating additional monies to said Project and authorizing the issuance of \$588,050 of Bonds or Notes for the Art Center Project.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing.

City Clerk Marasco read the following letter from Finance Director Jean:

The following bond ordinances on second and final reading on September 17, 1991:

6Ph,S&F-o Performing Art Center

6Ph,S&F-N Equipment for Health and Human Service

were approved by the the Local Finance Board of the State of New Jersey at its August 20,1991 meeting and the Performing Art Center was approved a second times on September 17,1991 in order to handle a minor procedural situation. In addition, the supplemental debt statements for these ordinances have been recieved by the Secetary of the Local Finance Board, Harry Mansmann and filed in the office of Local Government Services.Thank you for your cooperation in this matter.

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A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Not Voting: Council Member Carrino.

President Tucker: The yeases are eight, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage.

6-S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Armed Security Guard required, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented: to add a definition of Armed Security Guards to increase the number of units effected by the ordinance and to increase the penalty for a violation to \$1,000.

(Exempts armed security guard service for buildings with less than 225 units)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to defer action on the ordinance was made by Council Member Grant, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Principal Auditor in the Department of Finance).

(Principal Auditor 1 1/1/90 \$25,939.36 - \$31,164.23
(35 Hours))

(Creating new title in Water Accounting and Customer Service. Represented by Newark Council 21, Civil Service Association. Increase will be handled by internal transfer.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to defer action on the ordinance was made by President Tucker, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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HEARINGS OF CITIZENS.

6-HC-a. MR. MARVIN-KAZEMBE JEFFERSON, 89 LINCOLN PARK, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council requesting assistance in obtaining funding for Ensemble Theatre Company.

6-HC-b. MS. VIRGINIA L. MORTON, 214 WEST MARKET STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the location of a park-type facility in the area of Warren and West Market Streets.

The speaker also inquired as to why Newark students cannot practice in various University fields instead of going outside of the City.

Council Member Branch, through the Chair, directed the City Clerk to invite Director of Development Lucas to meet with the Council at a future special conference to discuss same.

President Tucker referred this matter to be discussed at a future Educational Committee meeting.

6-HC-c. MS. MAUDE DAVIS, 205 WEST MARKET STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the removal of the fire station at Warren and West Market Streets.

President Tucker appointed Council Member Branch, Chairman and Council Members Harris and Rice to sit on the Council Committee on Transferring Engine #7 from West Market to Lafayette-Mulberry Streets.

6-HC-d. MR. FRANK HURTZ, 402 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the homeless situation in the City of Newark.

6-HC-e. MR. ANDREW BRADLEY, 460 MULBERRY STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to parking in the downtown area during the weekend.

Council Member Grant, through the Chair, directed the City Clerk to extract verbatim transcript of remarks made by Mr. Bradley and forward to the Members of the Municipal Council, Mayor James, Business Administrator Monteilh, Police Director Celester and Engineering Director Zach for their attention and necessary action.

6-HC-f. MS. MARTHA SULLIVAN, 298A 18TH AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the armed security guard ordinance on this agenda. The speaker suggested the number of units requiring armed security guards not be increased, but the hours be changed to those having the highest crime rate.

Council Member Grant stated he will hold a meeting with respect to this matter and will invite all interested parties.

A motion to permit Ms. Doris McCray to be heard under "HEARINGS OF CITIZENS" at this time was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-HC-g. MS. DORIS MCCRAY, 270-A IRVINE TURNER BOULEVARD, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the removal of Dr. Blue, as Executive Director of the Newark Housing Authority.

Council Member Carrino, through the Chair, directed the City Clerk to invite Half-Way House Directors within the City of Newark to meet with the Council at a future special conference.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. Resolution rescinding Tax Abatement Application Agreement for P.S.A. Urban Renewal Corp., 67-71 James and 49-51 Eagle Streets, Block 44, Lots 33, 34 and 37, for failure to complete construction of project within 9 months from passage of Resolution 7-R-b (S-3), May 27, 1986, unless said entity within 30 days following such service, files with Director of Finance and the City Clerk, evidence of the entity's compliance with the provisions of the financial agreement.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-b. Resolution authorizing Mayor and Director of Development to enter into contract and accept grant from the New Jersey Department of Community Affairs, Neighborhood Preservation Balanced Housing Program, on behalf of K. Hovnanian at Newark Urban Renewal Corporation III Inc., in amount of \$362,100., for 30 low and moderate income units to be located on Tax Blocks 207, 208 and 209 a/k/a "Society Hills at University Heights", Phase Three Grant #92-0070-00; no municipal funds required.

(Central Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-c. Resolution authorizing Mayor and Director of Development to enter into and execute contract with Construction Services Group, Inc., lowest responsible bidder, in amount of \$98,000. plus 10% contingency of \$9,810., for foundation and site work for Victory Gardens Townhouses, to be located at Telford Street and Brookdale Avenue; work shall commence upon receipt of Notice to Proceed and shall be completed not later than 60 calendar days from date of said notice.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-d. Resolution authorizing Mayor and Director of Engineering to execute Contract 91-23, Flagging: Replacement of Curbs and Sidewalks City Wide, with Granada Construction Corp., 147 Thomas Street, Newark, New Jersey 07114, lowest responsible bid, in amount of \$148,000., project should be completed within 120 days of notice to proceed.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-e. Resolution authorizing Mayor and Director of Engineering to execute Contract 91-109, Professional Environmental Consulting Services for Asbestos Safety Monitoring in the City of Newark's Budget Office, with Detail Associates, Inc., 300 Grand Avenue, Englewood, New Jersey 07631, for total sum of \$2,110., project shall be completed within 4 days of Notice to Proceed. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-f. Resolution authorizing Director of Engineering to apply to New Jersey Department of Environmental Protection and execute all documentation necessary for grant of no less than \$213,870., Clean Communities funding.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-g. Resolution amending Resolution 7-R-g, May 15, 1991, contract with Housing Authority, whereby City will supply Housing Authority with needed amounts of solid waste for receipt of steam from Exergy, Inc., by changing certain Articles contained in Contract between City of Newark, the Housing Authority and Exergy, Inc., Third Party Beneficiary.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Director of Engineering Zach met with the Council September 17, 1991)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at its October 1, 1991 pre-meeting conference was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-h. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Forest Hill Family Health Associates, P.A., Thomas R. Ortiz, M.D., Medical Director, to provide on call emergency medical coverage to homeless individuals and families at twelve shelters from 8:30 P.M. to 8:30 A.M., daily, weekends and holidays, for period May 1, 1991 through October 31, 1991, cost not to exceed \$30,000.; does not require expenditure of municipal funds; funds available from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-i. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Daniel E. Williams, Ph.D., P.A., for provision of medical services to homeless individuals and families, for period January 1, 1991 through June 30, 1991, maximum salary, \$15,011.15; does not require expenditure of municipal funds; funds available from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-j.** Resolution accepting bid of 976 Bergen Associates, L.P., only bid received, for purchase of City-owned property known as 976-990 Bergen Street, Block 3656, Lots 9, 10, 11, 12 and 13, for sum of \$66,000.; pursuant to N.J.S.A. 40A:12-13(a); based upon Resolution 7-R-n, August 7, 1991; (Capital Investment-\$668,220., Minimum offer approved by Real Estate Commission-\$60,000.)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-k.** Resolution accepting bid of Anthony Morgan Corp., only bid received, for purchase of City-owned property known as 68-74 Clinton Avenue, Block 2826, Lots 18 and 20, for sum of \$7,618.; pursuant to N.J.S.A. 40A:12-13(a); based upon Resolution 7-R-n, August 7, 1991. (Capital Investment-\$96,000., Minimum offer approved by Real Estate Commission-\$7,500.)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-l.** Resolution authorizing solicitation of sealed bids for leasing of City-owned non-residential properties (195 Bloomfield Avenue-Store #1 and 197 Bloomfield Avenue-Store #2), Block 536, Lot 1, in the Office of Real Property, 32 Green Street, Newark, on October 7, 1991, at 9:30 A.M.; pursuant to N.J.S.A. 40A:12-14(a); sealed bids opened October 7, 1991 will be received at the Municipal Council meeting on October 16, 1991 and either accepted or rejected as provided by State Law.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-m.** Resolution authorizing Acting Director of Water Accounting and Customer Service to accept \$755.10, in full payment for \$839. turn on fee performed for owner of 813 South 13th Street, Block 2648, Lot 22, Account #0314-5155000-034-089.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-n.** Resolution granting tax exemption on improvement on property 350 Adams Street, Block 973, Lot 5, owned by Albert Covas and Jose Llano, for period commencing January 1, 1992 and terminating December 31, 1996; pursuant to Revised Ordinances of City of Newark, New Jersey 1966, 10:1-1 et seq., as amended and supplemented.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-o. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate.**
 (In accordance with ordinance)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-p. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, National Automobile Theft Bureau, Inc., \$10,000.; item available from National Automobile Theft Bureau, Inc.**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-q. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Urban Rodent Control Program, Contract #92-21-R0D-00-\$113,500.; item available from New Jersey State Department of Health.**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-r. Resolution appointing Arthur Parker, Constable for a term commencing September 18, 1991 and ending September 17, 1992.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-s. Resolution attesting that the Governing Body of the City of Newark has complied with promulgation of New Jersey Local Finance Board with respect to review of Annual Audit of the City of Newark, for the Year 1989.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-t-1. Resolution recognizing and commending Detective Elmer Turpin, N.P.D., upon his retirement.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-t-2. Resolution recognizing and commending Evangelist William Sciafe of Pleasant Grove Baptist Church on the occasion of his 32 years of "dedicated service."

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-t-3. Resolution recognizing and commending the United Negro College Funds and the New York Urban League.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-t-4. Resolution recognizing and commending Ms. Luz Rosario for her humanitarian achievements and for being the recipient of the 1991 Cemi Award for Community Service by the Puerto Rican Congress of New Jersey.

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-t-5. Resolution recognizing and commending the Board of Directors and Executive Director of the Volunteer Center of Greater Essex County for their outstanding contributions.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-t-6. Resolution recognizing and commending the Staff of the Vailsburg Leader for its wholesome and noteworthy reporting of news events.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-t-7. Resolution recognizing and commending the participants of the 1991 United States Youth Games held in Atlanta, Georgia.

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-u.
(A.S.) Resolution accepting and endorsing provisions of "Proposed Planning Procedures for the Development of the Transportation Control Measures Portion of the New State Implementation Plan as Mandated by the Clean Air Act Amendments of 1990", June 25, 1991, and placing the City of Newark on record as becoming a participating member of the Clean Air Act of 1990 as enacted by United States Congress, November 15, 1990. (Copy of resolution and correspondence submitted to each Member of the Council).**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-R-v.
(A.S.)** Resolution amending Resolution 7-R-z, September 5, 1990, acceptance of funds and contract with State Department of Human Services, Division of Mental Health and Hospitals, for providing services to the Homeless Mentally Ill, for period July 1, 1990 to January 31, 1991, in amount of \$143,473., by rolling over funds in amount of \$6,031., accepting additional funds in amount of \$66,520., and extending period from February 1, 1991 to June 31, 1991.
((\$88,423.-Original Contract, Roll Over 1989 Funds-\$61,081., Additional Funds (extension-6/91), totalling \$216,024.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-w.
(A.S.)** Resolution designating the month of October as "Computer Learning Month" within the City of Newark and to recognize and commend Ms. Angela Caruso, Director of the Office of Computer Education and Technology with the Newark Board of Education, along with the students, teachers and administrators in the use of computers.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-x-1.
(A.S.)** Resolution recognizing and commending the NJIT 1991 "Newark Scholars" Program.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-x-2.
(A.S.)** Resolution recognizing and commending Billy Weekley.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-x-3.
(A.S.)** Resolution recognizing and commending The American Foundation for Charities of Portugal on the distinguished occasion of its First Annual Dinner Dance scheduled for Saturday, September 14, 1991, at the Portuguese Pavilion.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-x-4.
(A.S.)** Resolution recognizing and commending Mr. Ray Walters a system engineer for AT&T for acting in good faith by retaining stolen possessions to several tourists who were mugged by visiting this country.

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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7-R-x-5.
(A.S.)

Resolution recognizing and commending Theodore Brown, Elder at Church of God by Faith Corp. for his exemplary service within the religious community as well as his many noteworthy contributions to the residents of this great metropolis.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-x-6.
(A.S.)

Resolution recognizing and commending the participants of the fifth annual Newark City-Wide Senior Citizens Extravaganza scheduled to be held September 12, 1991 at PS&EG Amphitheater in Downtown Newark.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-x-7.
(A.S.)

Resolution recognizing and commending Mrs. Maude Epps Crews on the joyous occasion of her 90th Birthday Celebration held on September 22, 1991.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-x-8.
(A.S.)

Resolution recognizing and commending Awilda M. Baez, investigator with the City of Newark Law Department, for her many years of faithful and meritorious service with the City of Newark.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-x-9.
(A.S.)

Resolution recognizing and commending Dr. Patrick Dele Cole for meritorious, international and public service.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-x-10.
(A.S.)

Resolution recognizing and commending Victor Rodriguez of the Office of the City Clerk, for meritorious service with the City of Newark.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-y.
(A.S.)** Resolution designating the week of September 22-28, 1991 as "Hispanic Merchant Week" in the City of Newark.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-z.
(A.S.)** Resolution authorizing Mayor and Budget Director to file request for funds with New Jersey Urban Enterprise Zone Authority, in amount of \$77,500., for marketing of Urban Enterprise Zone programs and efficient administration of the Zone; requires no matching funds from City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-ba.
(A.S.)** Resolution authorizing Mayor and Director of Engineering to execute Contract 91-24, Resurfacing of Various Streets Throughout the City of Newark, with Mt. Hope Rock Products, Inc., 625 Mt. Hope Road, Wharton, New Jersey 07885, lowest responsible bid received, for total sum of \$199,518.16, project shall be completed within 90 days of Notice to Proceed.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bb.
(A.S.)** Resolution authorizing Mayor and Director of Engineering to submit necessary documentation to Essex County Department of Planning and Economic Development for acceptance of 1989-1990 New Jersey State Recycling Program/Education Grant reimbursement, in amount of \$59,788.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bc.
(A.S.)** Resolution supporting Cotton Funeral Services, owner of 126 Lyons Avenue, in its efforts to renew its lease agreement with the Division of Youth and Family Services for rental space at the above-mentioned address.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bd.
(A.S.)** Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Society Hill at University Heights, Phase III, \$362,100. (30 low/moderate for sale units construction project); item available from New Jersey State Department of Community Affairs/Neighborhood Preservation Balanced Housing Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-be.
(A.S.) **Resolution appointing Lawrence Hawkins, Special Police Officer for year ending December 31, 1991.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bf.
(A.S.) **Resolution authorizing Director of Finance to apply to Local Finance Board for approval of an ordinance entitled, "An ordinance of the City of Newark, in the County of Essex, of the State of New Jersey, authorizing the granting of a ground lease in certain property of the City of Newark to the Essex County Improvement Authority; and further, authorizing the leasing from the Essex County Improvement Authority of certain lands for the use of the City, and determining all of said details relating thereto", in accordance with prior resolutions of the Local Finance Board and the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bg.
(A.S.) **Resolution of the City of Newark, in the County of Essex, State of New Jersey authorizing execution and delivery of Capital Equipment Lease Purchase Agreement with the Essex County Improvement Authority in connection with issuance by the Authority of its Capital Equipment and Property and Infrastructure Program Local Unit Guaranteed Lease Revenue Bonds, Series 1991, to finance the City of Newark's participation in the Authority's 1991 Capital Equipment and Property and**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bh.
(A.S.) **Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Summer Food Service Program for Children/SUNUP, \$249,746.; item available from New Jersey State Department of Education.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bi.
(A.S.) **Resolution ratifying and authorizing the City of Newark to execute contract with Vincent P. Toma, Clerk of the Works, for rehabilitation plans of Archives and related areas, in sum not to exceed \$45,000., for period September 10, 1991 to September 9, 1992. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-2(7)).**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

September 17, 1991

Motions.

- 7-M-a.** A MOTION RECOGNIZING AND COMMENDING PROFESSIONAL FOOTBALL STAR LAWRENCE TAYLOR FOR HAVING THE INTEGRITY AS A PROFESSIONAL ATHLETE OF AFRICAN-AMERICAN DESCENT, TO PUBLICLY VOICE HIS DISSENT AGAINST ALLEGED RACISM PERTAINING TO COUNTRY CLUB MEMBERSHIP WITHIN AMATEUR AND PROFESSIONAL GOLF. MR. TAYLOR IS TO BE HERALDED FOR UPHOLDING THE TENETS AGAINST CIVIL AND HUMAN INJUSTICES was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-b.** A MOTION REQUESTING THE ADMINISTRATION TO SERIOUSLY CONSIDER REHIRING THOSE CODE ENFORCEMENT OFFICERS WHO WERE LAID OFF EARLIER THIS YEAR FOR THE PURPOSE OF ASSISTING WITH THE INSPECTION OF HEATING UNITS THROUGHOUT THE CITY was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-c.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. FREDDIE GREEN OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-d.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARY WILLIAMS OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-e.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. EMMA JACOBS DIGGS OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-f.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ROBERT E. NORWOOD OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-g.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HERMAN R. ACHTZEHN, JR., OF BELLEVILLE, A RETIRED NEWARK POLICE OFFICER was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-h.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARY ESTHER E. CANTY OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-i.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. TOANZADER HASKINS OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-M-j. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. REGINALD WELLS, SR.** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-k. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. NICHOLAS GIANNATO, SR.** was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-l. A MOTION CONGRATULATING THE 1991 VIRGINIA UNION UNIVERSITY PANTHER FOOTBALL TEAM ON ITS STUNNING VICTORY OVER LEGENDARY COACH EDDIE ROBINSON AND HIS GRAMBLING STATE UNIVERSITY FOOTBALL TEAM DURING THE 21ST ANNUAL WHITNEY M. YOUNG, JR. MEMORIAL SCHOLARSHIP FUND FOOTBALL CLASSIC** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-m. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. NICHOLAS DELLI SANTI OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-n. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ZAUNDRIA ODOMS WASHINGTON OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-o. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN CICHINO OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-p. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. VIOLET L. DICKENS OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-q. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIE L. ORR** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-M-r. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. CARRIE THORNTON OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-s. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF ERNEST CARL WILLIAMS OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-t. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIAM H. GARNER, JR., OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-u. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MARY WILLIAMS, LONG-TIME NEWARK RESIDENT** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-u. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF THE MOTHER OF TALIB MUHAMMED OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-w. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF P.V. ANDREWS, FATHER OF ANDREW PAPPACHEN, EMPLOYEE OF THE ENGINEERING DEPARTMENT** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-x. A MOTION REQUESTING THE LAW DEPARTMENT TO DRAFT THE APPROPRIATE LEGISLATION WHICH WOULD SUSPEND THE PARKING METER FEE IN DOWNTOWN NEWARK DURING THE UPCOMING CHRISTMAS SHOPPING SEASON** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-y. A MOTION RESPECTFULLY REQUESTING THAT THE ADMINISTRATION PROVIDE A WRITTEN STATUS REPORT ON THE WAVERLY YARDS REDEVELOPMENT PROJECT** was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-z. A MOTION REQUESTING THE COUNTY OF ESSEX TO BEGIN CLEANING STREETS AND ROADS UNDER ITS JURISDICTION ON A REGULAR BASIS THROUGHOUT THE CITY OF NEWARK** was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-M-ba.** A MOTION DIRECTING DIRECTOR OF DEVELOPMENT LUCAS TO MEET WITH THE MUNICIPAL COUNCIL TO DISCUSS REMOVAL OF CERTAIN PROPERTIES FOR THE AUCTION LIST was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bb.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. FANNIE HEADLEY, MOTHER OF ESSEX COUNTY DEMOCRATIC CHAIRLADY, QUEENIE E. JAMES was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bc.** A MOTION ADAMANTLY OPPOSING ANY PLANS TO REMOVE STATE-CERTIFIED CORRECTIONS OFFICERS AND CONTRACTING SERVICES FROM THE NEWARK HOUSING RESIDENTIAL FACILITY, LOCATED AT 134 SOUTH 10TH STREET was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bd.** A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO INITIATE A STUDY REGARDING THE INSTALLATION OF TRAFFIC SIGNALS AT THE LOCATION OF RAYMOND BOULEVARD AND BRILL STREET AND RICHARD AND FLEMING AVENUES was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-be.** A MOTION RECOGNIZING AND COMMENDING CITY NATIONAL BANK OF NEW JERSEY FOR ITS MEANINGFUL FINANCIAL CONTRIBUTIONS TOWARDS THE UNITED NEGRO COLLEGE FUND IN ITS CO-SPONSORSHIP OF THE 21ST ANNUAL WHITNEY M. YOUNG, JR. MEMORIAL SCHOLARSHIP FUND FOOTBALL CLASSIC was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bf.** A MOTION REQUESTING THE DIRECTOR OF FINANCE TO INITIATE A PAYMENT AGREEMENT WITH THE YMCA ON BROAD STREET REGARDING OVERDUE WATER BILLS was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bg.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. ANNIE HART was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bh.** A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO ENFORCE THE NO PARKING ON STREET SWEEPING DAYS BETWEEN 13TH AVENUE AND DR. MARTIN LUTHER KING, JR. BOULEVARD was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Council Member Branch expressed his sincere thanks to the Members of the Municipal Council and Hon. Mayor Sharpe James for their participation in the 6th Annual Senior Fashion Extravaganza held on Thursday, September 12, 1991, at PSE&G Plaza.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The City Clerk presented Proposed "Ordinance to amend and supplement Title 27, Zoning: Chapter 1, Citation and Construction of Title; Definitions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to further amend the definition of "Public Garage."
(Controlling illegally parked vehicles at gas stations)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the October 2, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 8-b. The City Clerk presented Communication from Business Administrator Monteilh, received September 9, 1991, enclosing proposed "Ordinance approving the sale of premises commonly known as 13 Broad Street (Tax Block 573, Lot 7), Newark, New Jersey (North Ward) to the Newark Housing Authority, pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1)."
(\$1.-North Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the October 2, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 8-c. The City Clerk presented Communication from Business Administrator Monteilh, received September 9, 1991, enclosing proposed "Ordinance authorizing the amendment of a lease between the City of Newark and the Board of Education for premises located at 256-262 Lyons Avenue a/k/a Block 3715, Lots 9 and 10 (South Ward)."
(Board of Education will provide physical services for the care and maintenance of the premises in lieu of the payment of rent-11,000 square feet of paved parking)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the October 2, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 8-d. The City Clerk presented Communication from Business Administrator Monteilh, received September 9, 1991, enclosing proposed "Ordinance adopting the cost of the towing contract administration to the City of Newark by the Municipal Council as required by the rules and regulations of the Department of Community Affairs."
(Annual cost to City of administering towing contract for all four police districts, based on 1991 figure, is approximately \$1,252,000.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the October 2, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 8-e. Proposed "Ordinance to amend and supplement Title 8, Businesses and Occupations, Chapter 20, Public Garages, of the City of Newark, New Jersey, 1966, as amended and supplemented, by exempting the requirement of a privacy fence for premises located in industrial districts."

(For action on this item, see ordinance 6-F-t, on page 7 in the minutes of this meeting)

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8-f.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received September 17, 1991, enclosing proposed "Ordinance of the City of Newark, in the County of Essex, of the State of New Jersey, authorizing the granting of a ground lease in certain property of the City of Newark to the Essex County Improvement Authority, and further authorizing the leasing from the Essex County Improvement Authority of certain lands for the use of the City, and determining all of said details relating thereto."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 2, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

9-a.

Communication from Business Administrator Monteilh, received June 10, 1991, enclosing proposed, "Ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 19, Wreckers; Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By increasing the towing rates from bus lanes; including the same rates for Scofflaw Towing & Towing of Illegally parked cars; and allowing for prohibiting mileage charges for abandoned stolen or disabled vehicles)."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Assistant Corporation Counsel Mrozik met with the Council August 6, 1991)

(For action on this item, see ordinance 6-F-v on page 8 in the minutes of this meeting)

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from August 23, 1991 to September 10, 1991, 1991:

BINGO LICENSES

LICENSEE

LICENSE NUMBER

| | |
|---|-----------------|
| Grace Reformed Baptist Church | 10510 (Amended) |
| St. Lucy's Roman Catholic Church | 10531 |
| Society of the Holy Rosary of St. Francis | |
| Xavier Church | 10532 |
| Holy Name Society, Sacred Heart Church | |
| (Vailsburg) | 10534 |
| St. Columba P.T.A. | 10536 |
| St. Columba Rosary Society | 10537 |

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RAFFLE LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| St. Columba School P.T.A. | 10526 |
| Parent Association of St. Benedict Elementary School | 10527 |
| Sacred Heart Home School Association | 10528 |
| Committee of 100 Central Ward Boys and Girls Club of Newark | 10529 |
| Newark Rotary Club | 10530 |
| St. Lucy's Roman Catholic Church | 10533 |
| St. John's Guild | 10535 |

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

This meeting adjourned at 11:00 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey at 3:10 P.M.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Harris, Rice, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Public Relations Consultants Lois Redisch and Harold Edwards.

Absent: Council Members Grant, Martinez.

City Clerk Marasco read letter dated September 18, 1991, from Council President Donald Tucker, calling a special meeting of the Municipal Council for Tuesday, September 24, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, to consider the following legislation:

Resolution amending Resolution 7-R-cx (A.S.), September 24, 1991, public auction of City-owned properties not required for governmental purposes on September 26 and 27, 1991 to be held at the Quality Inn, 50 Park Place, Newark, New Jersey,....by deleting various properties from said auction.

City Clerk Marasco further read letter dated September 20, 1991, from His Honor, Mayor Sharpe James, requesting the following legislation be added to the call of the Special Meeting of the Municipal Council, for Tuesday, September 24, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark.

Resolution authorizing the Mayor and Director, Department of Development to ratify and enter into an amended contract with the State of New Jersey Department of Community Affairs, Neighborhood Preservation Balanced Housing Program on behalf of La Casa De Don Pedro for the purpose of increasing their grant amount from \$1,048,700. to \$1,193,400. and amend the contract ending date from September 30, 1990 to the date of adoption and shall terminate July 31, 1991, to provide 39 low and moderate income townhouses to be located on Tax Block 524, Lots 17, 27, 29, 31, 33 and 35.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notices of this meeting were similarly disseminated on September 18 and 20, 1991, at the time of their preparation. All persons who prepaid for advance notice of meetings also received copies of the notices as required by law."

RESOLUTIONS.

- 7-R-a (S) Resolution amending Resolution 7-R-y, April 18, 1990, contract with La Casa de Don Pedro, Developer, under State of New Jersey Department of Community Affairs, Neighborhood Preservation Balanced Housing Program in amount of \$1,048,700., to provide 39 low and moderate income townhouses located at 10-34 Kearney Street, 188-194 Broadway, 200-202 Broadway, 204 Broadway, Block 524, Lots 17, 27, 29, 31, 33 and 35, by accepting increased grant amount from \$1,048,700. to \$1,193,400., by changing ending contract date from September 30, 1990 to July 31, 1991.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Villani, President Tucker.

Absent: Council Members Grant, Martinez.

September 24, 1991

7-R-b (S) Resolution amending Resolution 7-R-cx (A.S.), September 4, 1991 "Resolution authorizing Public Auction of City-owned properties not required for governmental purposes on September 26 and 27, 1991, to be held at the Quality Inn, 50 Park Place, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-13(a) and authorizing advertising of Exhibits A,B,C,D, and E. Bids received on September 26 & 27, 1991, will be presented to the Municipal Council of the City of Newark, New Jersey on October 2, 1991, but not later than at its second regularly scheduled meeting following the auction at which time they will be either accepted or rejected as provided by law", by deleting therefrom the properties on Schedule "A" attached.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Villani, President Tucker.

Absent: Council Members Grant, Martinez.

At a later time in the meeting, a motion to reconsider Resolution 7-R-b (S) was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

Absent: Council Members Grant, Martinez.

A motion to amend the resolution by also deleting therefrom property known as 597-601 Eighteenth Avenue was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

Absent: Council Members Grant, Martinez.

A motion to adopt the resolution, as amended, was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

Absent: Council Members Grant, Martinez.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Villani, President Tucker.


Absent: Council Members Grant, Martinez.

This meeting adjourned at 3:20 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

Newark, New Jersey, October 2, 1991

Prior to the regularly scheduled meeting various presentations were made by the Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date at 31 Green Street, Municipal Court, Part V, Third Floor, Newark, New Jersey, at 1:15 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Dr. Jason Carl Guice, Pastor, Hopewell Baptist Church.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Michelle Hollar-Gregory, Public Relations Consultants Delores Wheat, Lois Redisch and Harold Edwards, Legislative Research Officer Tom Jones, Lieutenant James Reed and Lieutenant Edward Lucas, Sergeants-At-Arms.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on September 26, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented Report of Investments and Time Deposits Purchased for the month of December, 1990, submitted by Mr. Paul Barton, Manager, Division of Treasury.

(Copy submitted to each Member of the Council)

A motion to that the Report be received and placed on file was made by the Council of the Whole.

In accordance with the regulations as issued by the Division of Local Government Services of the Department of Community Affairs, listed below is the report of investments and time deposits purchased for month of January, 1990:

INVESTMENTS & TIME DEPOSITS PURCHASED
December, 1990

Current Fund

| | | |
|-----------------|--|---|
| CD# | 24,156, \$ 6,300,000.00, 7.300%, dated 12-03-90, 12-10-90 maturity, | Midlantic National Bank, safekeeping at Midlantic. 80 Park Plaza Newark, N.J. |
| CD# | 538,161, \$ 8,000,000.00, 7.310%, dated 12-04-90, 12-11-90 maturity, | First Fidelity Bank, safekeeping at First Fidelity. 550 Broad Street Newark, N.J. |
| CD# | 538,944, \$ 2,500,000.00, 7.220%, dated 12-06-90, 12-13-90 maturity, | First Fidelity Bank, safekeeping at First Fidelity. 550 Broad Street Newark, N.J. |
| CD# | 539,236, \$ 1,000,000.00, 7.150%, dated 12-07-90, 12-14-90 maturity, | First Fidelity Bank, safekeeping at First Fidelity. |
| CD# | 24,193, \$ 2,600,000.00, 6.950%, dated 12-10-90, 12-17-90 maturity, | Midlantic National Bank, safekeeping at Midlantic. |
| CD# | 24,194, \$10,000,000.00, 7.050%, dated 12-10-90, 12-21-90 maturity, | Midlantic National Bank, safekeeping at Midlantic. |
| CD# | 640,168, \$ 8,000,000.00, 6.960%, dated 12-11-90, 12-18-90 maturity, | First Fidelity Bank, safekeeping at First Fidelity. |
| CD# | 24,226, \$ 2,500,000.00, 6.900%, dated 12-14-90, 12-21-90 maturity, | Midlantic National Bank, safekeeping at Midlantic. |
| CD# | 24,234, \$ 4,000,000.00, 6.900%, dated 12-17-90, 12-26-90 maturity, | Midlantic National Bank, safekeeping at Midlantic. |
| CD# | 24,245, \$ 5,000,000.00, 6.950%, dated 12-18-90, 12-26-90 maturity, | Midlantic National Bank, safekeeping at Midlantic. |
| CD# | 24,253, \$ 1,800,000.00, 6.950%, dated 12-19-90, 12-28-90 maturity, | Midlantic National Bank, safekeeping at Midlantic. |
| CD#7-95-5416-1, | \$ 475,000.00, 7.350%, dated 12-20-90, 01-03-91 maturity, | Carteret Savings Bank, safekeeping at Carteret 200 South Street Morristown, N.J. |
| CD# | 24,262, \$ 1,200,000.00, 6.900%, dated 12-20-90, 12-28-90 maturity, | Midlantic National Bank, safekeeping at Midlantic. |
| CD# | 24,269, \$ 7,000,000.00, 6.900%, dated 12-21-90, 12-28-90 maturity, | Midlantic National Bank, safekeeping at Midlantic. |
| CD# | 24,273, \$ 3,600,000.00, 6.950%, dated 12-24-90, 12-31-90 maturity, | Midlantic National bank, safekeeping at Midlantic. |

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INVESTMENTS & TIME DEPOSITS PURCHASED
December, 1990

Current Fund, con't.

CD# 24,297, \$ 1,000,000.00, 7.400%, dated 12-27-90, 01-03-91 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 24,322, \$ 2,200,000.00, 7.400%, dated 12-28-90, 01-04-91 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 24,344, \$ 2,200,000.00, 6.900%, dated 12-31-90, 01-07-91 maturity, Midlantic National Bank, safekeeping at Midlantic.

\$69,375,000.00 Total December, 1990, Current Fund Investments & Time Deposits Purchased.

Trust Fund

CD# 24,160, \$ 1,050,000.00, 7.450%, dated 12-03-90, 12-27-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 538,160, \$ 300,000.00, 7.310%, dated 12-04-90, 12-11-90 maturity, First Fidelity Bank, safekeeping at Midlantic.
CD# 24,255, \$ 200,000.00, 6.950%, dated 12-19-90, 12-28-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 24,293, \$ 1,750,000.00, 7.400%, dated 12-27-90, 01-10-91 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 24,320, \$ 200,000.00, 7.400%, dated 12-28-90, 01-14-91 maturity, Midlantic National Bank, safekeeping at Midlantic.

\$ 3,500,000.00 Total December, 1990, Trust Fund Investments & Time Deposits Purchased.

Workmen's Compensation Trust Fund

CD# 24,295, \$ 300,000.00, 7.400%, dated 12-27-90, 01-10-91 maturity, Midlantic National Bank, safekeeping at Midlantic.
Unemployment Trust Fund

CD# 24,159, \$ 1,750,000.00, 7.450%, dated 12-03-90, 12-27-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 25,180, \$ 3,180,000.00, 7.470%, dated 12-17-90, 01-17-91 maturity, City National Bank, safekeeping at City National.
900 Broad Street
Newark, N.J.

CD# 641,927, \$ 588,000.00, 7.310%, dated 12-17-90, 01-17-91 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 24,296, \$ 1,758,000.00, 7.400%, dated 12-27-90, 01-10-91 maturity, Midlantic National Bank, safekeeping at Midlantic.
\$ 7,276,000.00 Total December, 1990, Unemployment Trust Fund Investments & Time Deposits Purchased.

October 2, 1991

INVESTMENTS & TIME DEPOSITS PURCHASED
December, 1990

Insurance Trust Fund

CD# 24,161, \$ 9,046,000.00, 7.450%, dated 12-03-90, 12-27-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 24,298, \$ 9,150,000.00, 7.400%, dated 12-27-90, 01-10-91 maturity, Midlantic National Bank, safekeeping at Midlantic.
\$18,196,000.00 Total December, 1990, Insurance Trust Fund Investments & Time Deposits Purchased.

HCDA Trust Fund

CD# 25,169, \$ 1,400,000.00, 7.400%, dated 12-03-90, 12-27-90 maturity, City National Bank, safekeeping at City National.
CD# 24,236, \$ 4,900,000.00, 6.900%, dated 12-17-90, 12-28-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 25,189, \$ 1,400,000.00, 7.380%, dated 12-27-90, 02-05-91 maturity, City National Bank, safekeeping at City National.
CD# 24,294, \$ 1,722,000.00, 7.400%, dated 12-27-90, 01-10-91 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 24,321, \$ 4,910,000.00, 7.400%, dated 12-31-90, 01-14-91 maturity, Midlantic National Bank, safekeeping at Midlantic.
\$14,332,000.00 Total December, 1990, HCDA Trust Fund Investments & Time Deposits Purchased.

Inactive Grant Trust

CD# 24,158, \$ 1,104,000.00, 7.450%, dated 12-03-90, 12-27-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 24,299, \$ 1,110,000.00, 7.400%, dated 12-27-90, 01-10-91 maturity, Midlantic National Bank, safekeeping at Midlantic.
\$ 2,214,000.00 Total December, 1990, Inactive Grant Trust Investments & Time Deposits Purchased.

Port Authority Community Development Trust

CD# 24,235, \$ 3,338,000.00, 6.900%, dated 12-17-90, 12-26-90 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 24,289, \$ 3,343,000.00, 6.800%, dated 12-26-90, 01-03-91 maturity, Midlantic National Bank, safekeeping at Midlantic.
\$ 6,681,000.00 Total December, 1990, Port Authority Community Development Trust Investments & Time Deposits Purchased.

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INVESTMENTS & TIME DEPOSITS PURCHASED
December, 1990

Water Utility

| | | | | | | | | |
|-----|----------|------------------------|---------|--|----------|-----------|--------------------------|---------------------------|
| CD# | 24,157, | \$17,250,000.00, | 7.450%, | dated 12-03-90, | 12-27-90 | maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| CD# | 24,221, | \$1,500,000.00, | 6.900%, | dated 12-13-90, | 12-20-90 | maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| CD# | 24,237, | \$1,000,000.00, | 6.900%, | dated 12-17-90, | 12-26-90 | maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| CD# | 24,254, | \$500,000.00, | 6.950%, | dated 12-19-90, | 12-28-90 | maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| CD# | 24,350, | \$1,200,000.00, | 6.900%, | dated 12-20-90, | 12-28-90 | maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| CD# | 24,288, | \$1,550,000.00, | 6.800%, | dated 12-26-90, | 01-03-91 | maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| CD# | 24,300, | \$17,335,000.00, | 7.400%, | dated 12-27-90, | 01-03-91 | maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| CD# | 24,349, | \$1,200,000.00, | 7.400%, | dated 12-28-90, | 01-04-91 | maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| CD# | 375,503, | \$500,000.00, | 7.400%, | dated 12-28-90, | 01-04-91 | maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| | | <u>\$42,035,000.00</u> | | Total December, 1990, Water Utility Investments & Time Deposits Purchased. | | | | |

Water Capital

| | | | | | | | | |
|-----|---------|-------------------------|---------|--|----------|-----------|--------------------------|---------------------------|
| CD# | 24,155, | \$1,950,000.00, | 7.400%, | dated 12-03-90, | 12-27-90 | maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| CD# | 24,301, | \$1,500,000.00, | 7.400%, | dated 12-27-90, | 01-10-91 | maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| | | <u>\$3,450,000.00</u> | | Total December, 1990, Water Capital Investments & Time Deposits Purchased. | | | | |
| | | <u>\$167,359,000.00</u> | | Total December, 1990, Investments & Time Deposits Purchased. | | | | |

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The motion was adopted by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 4-b. The City Clerk presented **Copy of Minutes of Meeting of Joint Meeting Maintenance, held August 15, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 4-c. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-South, held August 9, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 4-d. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-North, held August 9, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 4-e. The City Clerk presented **Copy of Minutes of Rescheduled July Board Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held August 5, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 4-f. The City Clerk presented **Copy of Minutes of Rescheduled July Board Meeting of Housing Authority of the City of Newark, held August 5, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

BOARD OF ADJUSTMENT APPEAL.

- 4-A-1. The City Clerk read **In the matter of application of Rui M. Freitas, Applicant and Antonio and Deolinda Batista, Owners, under the contract to permit in a second industrial district construction of a two story automobile body and fender repair and spray painting shop and with entrance conducive to a back-out maneuver; and subject to site plan approval, on premises 87-91 Lafayette Street and 15-21 Columbia Street.**

(Copy of transcript submitted to each Member of the Council)

(William R. Mikesell, Gladys Cancel, Richard A. Riffel, Herbert Baumer, Frances Torres, Benjamin Torres, Robert A. Silva, Maria Julia Gravato, Iris C. Torres, Victor Cruz, Theresa Silva, Joseph Mon, Ana Marques, Gumerzindo Andre, Steven S. Perlmutter, Jose Matos, Luz M. Torres, Fausto Matos, Manuel Da Gracia, Salvador Lijo, Francisco Lijo, Emilo Cosme, H. Perret, Applicants)

(Board of Adjustment hearing held June 26, 1991)

(Transcript filed July 20, 1991)

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The Board of Adjustment at its regular meeting held June 26, 1991, approved the application by 5 ayes and 2 nays.

The transcript in connection with this matter was received July 20, 1991, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On August 21, 1991, the City Clerk notified the applicant, the applicant's attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting September 4, 1991, at 1:00 P.M., in the Municipal Court, Part V, Third Floor, 31 Green Street, Newark, N.J.

At the September 4, 1991 meeting, the Municipal Council deferred action on the application until this meeting, per request of Edna Baugh, Attorney for the appellants.

On September 5, 1991, the City Clerk notified the applicant, the applicant's attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting October 2, 1991, at 1:00 P.M., in the Municipal Court, Part V, Third Floor, 31 Green Street, Newark, N.J.

President Tucker stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment in the matter of application of Rui M. Freitas, Applicant and Antonio and Deolinda Batista, Owners, under contract to permit in a second industrial district construction of a two story automobile body and fender repair and spray painting shop and with entrance conducive to a back-out maneuver; and subject to site plan approval, on premises 87-91 Lafayette Street and 15-21 Columbia Street. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No new testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and the place for the appeal to commence.

MS. EDNA BAUGH, ATTORNEY FOR APPELLANTS, addressed the Members of the Municipal Council requesting that this variance be rejected due to on-going complaints by her clients, about the large amount of dust, fumes and noise caused by the present operation. Ms. Baugh believed that approval of this variance for the proposed expansion would be detrimental to the residents of this community.

MR. FRANK GIANTOMASI, ATTORNEY FOR APPLICANT AND OWNERS, addressed the Members of the Municipal Council requesting that the variance be granted because this expansion would increase his clients business.

Council Member Martinez stated the following:

"On June 26, 1991, the Zoning Board of Adjustment voted 5 to 2 to grant a use variance to the applicants. The variance permits construction of a two story automobile body and fender repair and spray painting shop in a Second Industrial district.

The applicants were represented by Mr. Francis J. Giantomasi, Esq.; the witness on behalf of the application was Rui Freitas. Objectors who spoke in opposition to the application were William Mikesell, Richard Friffel, Joseph Munn and Herbert Baumer.

The record made before the Board of Adjustment reveals that Mr. Antonio Batista has owned and operated an auto body and fender repair and spray painting shop at this location since 1980. The building presently consists of a one-story garage. Mr. Batista is now under contract to purchase the vacant lot next door to his shop. The applicants intend to demolish a wall in the present structure and enlarge the building which will extend into the presently vacant lot. The structural expansion is needed because of increased business. The adjacent lot has been vacant for the past 10 to 15 years and Mr. Freitas testified that unknown persons use the lot as a dump site. He further testified that the structural expansion would result in additional jobs for local people.

No evidence was put before the Board of Adjustment concerning specific structural and architectural plans because the applicant did not seek site plan approval from the Zoning Board. Mr. Giantomasi stated that his client intends to apply to the Central Planning Board for site plan approval.

One objector stated that the present operation generated a fair amount of dust and noise and causes some congestion. Another objector stated that expansion of the business would detract from the area's renaissance. An objector who lives next to the existing shop stated that fumes are emitted into the air by the spray paint operation. The final objector to speak on the record stated that he objected because it would cause neighborhood people to move and the remaining properties would be less secure.

After all testimony was presented, the Board of Adjustment adopted a resolution dated July 17, 1991 approving the application for a "D" variance (attachment A). The decision was based on certain factual findings which were embodied in the Board's resolution.

The Board of Adjustment further determined that the relief requested would not cause substantial detriment to the public good without substantially impairing the intent and purpose of the zoning plan and ordinances of the City of Newark.

Under present law, this Council, as the City's governing body, has the authority to make a de novo review of the record established before the Board of Adjustment. The governing body can reach its own decision in this matter subject only to the requirements that its findings and conclusions are supported by the record. Cerdel Construction Co. Inc. v. East Hanover, 86 N.J. 303 (1981). The Council's power is comprehensive and it may reverse, remand or affirm the final decision of the Board of Adjustment with or without the imposition of conditions.

Applying such a standard of review, the Council has reviewed the transcript of the hearings before the Board of Adjustment and makes the following determinations:

1. The applicant demonstrated special reasons for needing the use variance in that the present structure which houses the existing non-conforming use is outdated as the result of increased business. Refusal of the variance would result in undue hardship.

October 2, 1991

2. The applicant satisfied the negative criteria of the law in that the expansion will result in better control of the use of the lot and will eliminate the use of the vacant lot as a weed infested dump. Thus there will be no substantial detriment to the public good and no substantial impairment of the Zoning Ordinance or the Master Plan.

3. The expansion of the non-conforming use does not include any change in the present non-conforming use which has existed since 1980 by this applicant.

4. The factual findings found by the Zoning Board of Adjustment are also found by this body.

5. The applicant plans to submit a site plan application to the Central Planning Board. Therefore, this body does not have some data before it that ideally would allow us to consider the impact of the entire proposal on the community. For this reason certain conditions will be imposed. The applicants must:

(a) use appropriate methods to vent paint and dust through the use of necessary air filters and ventilation mechanisms;

(b) comply with all fire safety regulations;

(c) comply with all environmental regulations;

(d) build a spray painting booth in compliance with all federal, state and local requirements.

Based on the foregoing reasons and with adherence to the conditions imposed, the Municipal Council should affirm the Zoning Board's decision. The 'D' variance allowing expansion of the present non-conforming use should be granted.

A lengthy discussion was held by the Members of the Municipal Council.

A motion to defer action on the application was made by Council Member Grant, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Villani, President Tucker.

Not Voting: Council Members Harris, Martinez.

Absent During Roll Call: Council Member Rice.

A motion to defer action on the application and directing the City Clerk to send appropriate notice calling for a special meeting of the Municipal Council for Tuesday, October 8, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, was made by Council Member Grant, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Tucker called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by designating River Street as a one-way Street.**

(Deleting:

River Street, Westbound, from Raymond Boulevard to McCarter Highway)

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 16, 1991.

- 6-F-b. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Jefferson Street and Elm Street.**

(East Ward)

(Jefferson Street and Elm Street: Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 6-F-c. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Ellery Avenue and Sandford Place.**

(West ward)

(Ellery Avenue and Sandford Place: Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 6-F-d. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Chestnut Street and Adams Street. (East Ward)**
 (Chestnut Street and Adams Street: Stop signs shall be installed on all approaches)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 6-F-e. The City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Chestnut Street as a Through Street.**
 (East Ward)
 (Chestnut Street:
 Between Broad Street and Mulberry Street
 Between McCarter Highway and Adams Street
 Between Adams Street and Denbigh Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 6-F-f. The City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Jefferson Street as a Through Street.**
 (East Ward)
 (Jefferson Street:
 Between Elm Street and East Kinney Street
 Between East Kinney Street and Chestnut Street
 Between Chestnut Street and South Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 6-F-g. The City Clerk read **An ordinance amending Section 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended, by changing parking prohibited at all times on Clinton and Halsey Streets to parking prohibited between the hours of 7 A.M. to 6 P.M. on Clinton and Halsey Streets.**
 (East Ward)
 (Deleting: Clinton Street, north side, from Broad to Lawrence Street.
 Adding:
 No parking at any time between the hours of 7 A.M. and 6 P.M.
 Clinton Street, north side, from Broad Street to Mulberry Street;
 Halsey Street, between Washington Place and Branford Place, east and west sides).
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

6-F-h.

The City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on South 10th Street.**

(South Ward)

(Deleting:

South 10th Street - east side

from Woodland Avenue to Springfield Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

6-F-i.

The City Clerk read **An ordinance approving sale of certain lots, tracts or parcels of land situate and lying and being in the Townships of Knowlton, Blairstown, Hardwick and Frelinghuysen, in the County of Warren and the Townships of Stillwater, Fredon, Hampton, Lafayette and Sparta in the County of Sussex, State of New Jersey commonly referred to as the New York Susquehanna Western Railroad Right of Way pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).**

(State of New Jersey Department of Environmental Protection \$700,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Director of Engineering Zach met with the Council October 1, 1991)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh, Director of Engineering Zach and a representative from the Department of Environmental Protection to meet with the Council at its pre-meeting conference October 16, 1991, was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

6-F-j.

The City Clerk read **An ordinance amending Title 17, Offenses Miscellaneous, establishing rules and regulations for the safety and conduct of persons using Newark parks and recreational facilities, by requiring Municipal Council approval prior to the issuance of a permit.**

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, President Tucker.

No: Council Member Martinez.

Not Voting: Council Members Carrino, Grant, Villani.

President Tucker: The yeases are five, the noes are one and three not voting. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 16, 1991.

At a later time in the meeting after Ordinance 6-S & F-p, Council Member Harris requested his vote be changed from the affirmative to not voting.

A motion to adopt the ordinance was made by Council Member Rice, seconded by Council Member Branch and failed of adoption by the following votes:

Yes: Council Members Bradley, Branch, Rice, President Tucker.

No: Council Member Martinez.

Not Voting: Council Members Carrino, Grant, Harris, Villani.

- 6-F-k. The City Clerk read **An ordinance to amend and supplement Title 27, Zoning: Chapter 1, Citation and Construction of Title; Definitions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to further amend the definition of "Public Garage".**
 (Controlling illegally parked vehicles at gas stations)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 16, 1991.

- 6-F-l. The City Clerk read **An ordinance approving the sale of premises commonly known as 13 Broad Street (Tax Block 573, Lot 7), Newark, New Jersey (North Ward) to the Newark Housing Authority, pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).**
 (\$1. - North Ward)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 16, 1991.

- 6-F-m. The City Clerk read **An ordinance authorizing the amendment of a lease between the City of Newark and the Board of Education for premises located at 256-262 Lyons Avenue a/k/a Block 3715, Lots 9 and 10 (South Ward).**
 (Board of Education will provide physical services for the care and maintenance of the premises in lieu of the payment of rent-11,000 square feet of paved parking)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 16, 1991.

- 6-F-n. The City Clerk read **An ordinance adopting the cost of the towing contract administration to the City of Newark by the Municipal Council as required by the rules and regulations of the Department of Community Affairs.**
 (Annual cost to City of administration of towing contract for all four police districts, based on 1991 figure, is approximately \$1,252,000.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 16, 1991.

6-F-o.

The City Clerk read An ordinance of the City of Newark, in the County of Essex, of the State of New Jersey, authorizing the granting of a ground lease in certain property of the City of Newark to the Essex County Improvement Authority, and further authorizing the leasing from the Essex County Improvement Authority of certain lands for the use of the City, and determining all of said details relating thereto.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

After consideration of Item 8-m (A.S.) on First Reading, Council Member Branch requested this item be reconsidered, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 16, 1991.

A motion to consider Items 8-c, 8-g (A.S.), 8-h (A.S.), 8-i (A.S.), 8-j (A.S.), 8-k (A.S.), 8-l (A.S.) and 8-m (A.S.), on Ordinances on First Reading was made by Council Member Branch, seconded by President Tucker and declared adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

6-F-p.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey," (6-S & F-y) adopted November 22, 1966, as amended and supplemented (To create the titles of Supervising School Traffic Guard and School Traffic Guard (Unscheduled hours) in the Department of Police.)

(Supervising School

Traffic Guard (4) 1/1/91 \$11.00 - \$12.00 - \$13.00
(20 Hours)

(School Traffic Guard (10) 1/1/91 \$5.66
(Unscheduled hours))

(Creating two new titles in Police Department. One which will permit police officers who function as supervisors to be reassigned to law enforcement duties and those with unscheduled hours will function as substitutes for regulars who report in as absent. Represented by S.E.I.U., Local 617.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 16, 1991.

6-F-q.
(A.S.)

The City Clerk read An ordinance to amend and supplement Title I, Business and Occupations; Chapter 19, Wreckers; Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by revising the towing rates and requiring that towers' rates be posted on their licensed premises.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 16, 1991.

6-F-r.
(A.S.)

The City Clerk read An ordinance to amend Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Armed Security Guard Required, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented; to add a definition of armed security guards to increase the number of units effected by the ordinance and to increase the penalty for a violation to \$1,000.

(Exempts armed security guard service for buildings with less than 100 units)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Grant, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 16, 1991.

6-F-s.
(A.S.)

The City Clerk read An ordinance amending Title 2, Administration, Chapter 15, Council Rules, Section 1, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, (To provide for the City Clerk to refuse receipt of any ordinance for sale of property which does not include the use for which the sale is offered and a reverter clause for non-compliance within the terms set forth in deed).

(Copy of ordinance submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-F-t.
(A.S.)

The City Clerk read An ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 11, Procedures of Tax Abatement Agreements, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented (By requiring a disclosure statement as to any relationships with City of Newark employees and/or members, employees of any agency, board or non-profit corporation of the City of Newark.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 16, 1991.

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6-F-u.
(A.S.)

The City Clerk read **An ordinance to amend Title 2, Administration, Chapter 4, Article 2, Contract with City, of Section 15, of the Revised Ordinance of the City of Newark, New Jersey, 1966 as amended and supplemented (By adding a new sub-paragraph C).**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 16, 1991.

6-F-v.
(A.S.)

The City Clerk read **An ordinance amending Sections 23:5-2, 23:5-4 of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Halsey Street.**

(Copy of ordinance submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 16, 1991.

6-F-w.
(A.S.)

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To create the title of Project Coordinator, Construction and abolishing the title of Project Coordinator in the Department of General Services).**

(Project Coordinator (1) 1/1/91 \$33,932.98 - \$40,880.22
Construction
(35 Hours))

(Creating new title in Department of General Services and abolishing old in accordance with New Jersey Department of Personnel approved title. No salary change. Represented by Newark Council #21, Civil Service Association.)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 16, 1991.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

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Ordinance to amend and supplement Title 20, Police and Fire Departments, Chapter 1, Police Department, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By increasing the membership of the Taxicab Commission from 5 members to 7 members and expanding community representation to include a representative from the Autocab, Limousine and Livery Service Industry).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 20, Police and Fire Departments, Chapter 1, Police Department, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby amended and supplemented to read as follows:

2(B) Membership; Appointment; Terms; Vacancies.

The Commission shall consist of seven members appointed by the Mayor with the consent of the Municipal Council. Members shall be appointed for a term of 3 years. Each member shall serve until his successor shall be appointed and qualified. In case of vacancy caused otherwise than by expiration of term, the successor shall serve for the unexpired term only.

2(C) Community Representation

The Mayor shall endeavor to appoint members who will be fairly representative of the taxicab industry, the Autocab Industry, The Limousine and Livery Service Industry, the business community and the community at large.

Section 2. Any ordinances or parts thereof inconsistent with the provisions herein be and hereby are repealed.

Section 3. This ordinance shall take effect upon final passage and publication as provided by law.

STATEMENT:

Legislation increases total number of membership of the Taxicab Commission from 5 to 7 members, and allows for representation from the Autocab Industry, The Limousine and Livery Service Industry.

NOTE: The portions of this ordinance which have been underlined represent the Changes and/or amendments thereto.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Grant, Martinez.

President Tucker: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage: ...

Ordinance requiring that all cosmetology and manicurist shops operating within the City of Newark sterilize and sanitize all tools, utensils, implements, linens and towels before each and every use and that all licenses be displayed in a conspicuous place in conformance with the State Law.

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October 2, 1991

WHEREAS, the City of Newark has numerous cosmetologist and manicurist shops operating within the City which provide services to the public; and

WHEREAS, the Newark Municipal Council is aware of the growing problem of customers being picked by needles, as well as, other apparatus used while being served; and

WHEREAS, there have been reports of several persons having experienced health related problems from the services rendered by these shops; and

WHEREAS, as a precautionary measure, the Newark Municipal Council is desirous of all owners of cosmetologist and manicurist shops to operate their shops in a responsible manner and in conformance with the Cosmetology and Hairstyling Act of 1984 (N.J.S.A. 45:5B-1 et. seq.) which requires among other things, the display in a conspicuous place, its shop license and to maintain a shop in a safe and sanitary manner.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, MUNICIPAL COUNCIL THAT:

1. All Cosmetology and Manicurist Shop owners display in a conspicuous place their shop license in conformance with State Law (N.J.A.C. 13:28-2.10(a)).

2. All practicing cosmetologist and manicurist display their license and picture in a conspicuous place at any place at which the licensee renders services in conformance with State Law (N.J.S.A. 13:28-2.10(b)).

3. That all shops shall be operated in a safe and sanitary manner and all tools, utensils, implements, linens, towels and other paraphernalia shall be cleaned, sterilized and sanitized before each and every use or contact with a patron. (N.J.A.C. 13:28-3.1).

4. That all shop owners display in a conspicuous place a listing of all services performed, the charges for each service and the notice requirements pursuant to N.J.A.C. 13:28-2.10 (a) (3) and (4).

5. The Department of Health and Human Services shall be the Municipal Agency responsible for the enforcement of the herein ordinance.

6. Any existing ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

7. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey

STATEMENT

Legislation to enforce state legislation which requires sterilization, sanitization and license display of all cosmetologist and manicurist shops.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Villani, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Villani,

President Tucker.

Absent During Roll Call: Council Members Grant, Martinez.

President Tucker: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 2, 1991

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986, as amended. (To abolish the title of Planning Aide in the Department of Land Use Control).

(Abolishing title of Planning Aide in the Department of Land Use Control which is no longer required)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6S&Fba) adopted July 16, 1986, as amended and supplemented be amended to abolish the following title:

POSITION

Planning Aide
2685 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which is inconsistent therewith, is hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This title is no longer required for use by the Department.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Villani, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Grant, Martinez.

President Tucker: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title of Data Entry Machine Operator in the Department of Engineering).

(Creating title in Engineering to more appropriately describe duties and responsibilities of employee. Old title is common title. Fiscal impact approximately \$1,000. Represented by Newark Council #21, Civil Service Association)

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BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor" (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Data Entry Machine Operator 1 1/1/91 \$17,149.77 .. 20,482.10
4649 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Data Entry Machine Operator" more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Senior Account Clerk".

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Villani,
President Tucker.

Absent During Roll Call: Council Members Grant, Martinez.

President Tucker: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

**Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 523, Lot(s) 1, 3, 4, 5, 51, 54, 59 and 60 (109-119 Broad Street, 50-58 3rd Avenue E. and 231-239 Broadway)
(North Ward)**

WHEREAS, the Municipal Council, City of Newark, New Jersey, by Resolution 7RX dated June 5, 1991 did determine that City Tax Block 523, Lot(s) 1, 3, 4, 5, 51, 54, 59 & 60 (109-119 Broad Street, 50-58 3rd Street E. & 231-239 Broadway) hereinafter called "Area" is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.), as amended; and

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WHEREAS, the Central Planning Board of the City of Newark, New Jersey has considered and did approve a Resolution on April 1, 1991, which is annexed hereto, and Redevelopment Plan for said Area which includes City Tax 523, Lot(s) 1,3,4,5,51,54,59 & 60 (109-119 Broad Street, 50-58 3rd Street E. & 231-239 Broadway), and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, said Central Planning Board has submitted to the Municipal Council its Resolution, Certification and Recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's Resolution, Certification and Recommendation; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed, or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

SECTION 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

SECTION 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

SECTION 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

SECTION 4. That in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby: (a) Pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) Requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and take appropriate action upon proposals and measures designed to effectuate the same.

SECTION 5. That development activity pursuant to the Redevelopment Plan shall only be related to City Tax Block 523, Lot(s) 1,3,4,5,51,54,59 & 60 (109-119 Broad Street, 50-58 3rd Street E. & 231-239 Broadway) and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

SECTION 6. That the Redevelopment Plan for the Area, having been duly reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

SECTION 7. That this Ordinance shall take effect upon final passage and publication in accordance with Law.

STATEMENT OF PURPOSE

This Redevelopment Plan Ordinance is a necessary step towards the creation of a special zoning to allow 22 units of Residential Development. The benefits derived if this plan is implemented will be the construction of much needed housing for low to moderate income and the elimination of poor housing.

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President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Grant, Martinez.

President Tucker: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 23, Traffic and Parking, Chapter 5, Parking, Stopping and Standing, Generally, Section 13, Reserved Parking Spaces, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By amending the First Paragraph to clarify the handicapped parking restrictions and adding penalties for unauthorized parking in spaces reserved for the physically handicapped plus a \$1.00 surcharge)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 23, Traffic and Parking, Chapter 5, Parking, Stopping and Standing, Generally, Section 13, Reserved Parking Spaces, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby amended in its entirety as follows:

23:5-13. Reserved parking spaces.

a. Except when necessary to avoid conflict with other traffic or in compliance with the directions of a traffic or police officer or traffic sign or signal, no operator of a vehicle shall stand or park the vehicle in any space on public or private property appropriately marked for vehicles for the physically handicapped pursuant to N.J.S.A. 39:4-197.5 or any other applicable law unless the vehicle is authorized by law to be parked therein and a handicapped person is either the driver or a passenger in that vehicle.

b. Only persons with special vehicle identification cards issued by the State Division of Motor Vehicles pursuant to the provisions of N.J.S.A. 39:4-205 shall be allowed to park their cars, except during those hours when parking is specifically prohibited, upon the following streets or portions thereof:

Adams Street,.....

c. Any person parking a vehicle in a parking space reserved for the physically handicapped without a special vehicle identification card issued by the State Division of Motor Vehicles pursuant to N.J.S.A. 39:4- 5 shall be liable to a fine of \$100.00 for the first offense and, for subsequent offenses, a fine of at least \$100.00 and up to 90 days community service on such terms and in such form as the court shall deem appropriate. In addition

to any fine or penalty imposed for a violation of this Ordinance the municipal court shall also impose a \$1.00 surcharge pursuant to P.L. 1990, c.95, which shall be collected by the clerk of the municipal court for deposit into the Automated Traffic System Fund created pursuant to P.L. 1990, c.96. The court shall not suspend collection of the \$1.00 surcharge imposed pursuant to this section.

Section 2. It should be noted that the streets or portions thereof listed in previous ordinances and/or resolutions permitting physically handicapped persons with special vehicle identification cards to park their cars thereon shall remain in full force and effect and be unaffected by the above amendments to N.R.O. 23:5-13.

Section 3. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 4. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This Ordinance clarifies the handicapped parking restrictions and adds penalties for unauthorized parking in spaces reserved for the physically handicapped, plus a \$1.00 surcharge to be deposited in the Automated Traffic System Fund.

*Note: The underlined portions of the above Ordinance indicate the additions and/or amendments thereto.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Grant, Martinez.

President Tucker: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 24, Transportation, Chapter 2, Autocabs, Limousine and Livery Service, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To clarify its applicability and the requirements of autocab owner and/or operators whose principal place of business, majority of business or base is in the City of Newark.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 24, Transportation, Chapter 2, Autocabs, Limousine and Livery Service of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, be and the same is hereby amended to read as follows:

Chapter 2. Autocabs, Limousine and Livery Service.

24:2-1. Definitions.

As used in this chapter:

- (a) "Autocab" means and includes any automobile or motor car, other than a taxicab or bus, with a carrying capacity of not more than nine (9) passengers, not including the driver, used in the business of carrying passengers for hire which is held out, announced or advertised to operate or run or which is operated or run over any of the streets or public highways in the City of Newark, and which is hired by charter or for a particular contract or by the day or hour or after fixed period, or to transport passengers to a specified place or places, or which charges a fare or price agreed upon in advance between the operator and the passenger.
- (b) "Autocab License" means a license issued for the vehicle by the Commission to the owner(s) of the autocab.
- (c) "Base" means a place of business from which autocabs are dispatched.
- (d) "Business Administrator" means the Business Administrator of the City of Newark.
- (e) "Certificate" means a certificate of compliance issued by the Clerk of the City of Newark upon the filing of the required insurance policy or bond.
- (f) "City Clerk" means the Clerk of the City of Newark.
- (g) "Commission" means the Taxicab Commission within the Police Department of the City of Newark.
- (h) "Corporation Counsel" means the Corporation Counsel of the City of Newark.
- (i) "Dispatch" means an instruction to a driver by a base to provide transportation to a passenger who has previously arranged for such transportation with the base.
- (j) "Division" means the Taxicab Division within the Police Department of the City of Newark.
- (k) "Driver" means a person to whom a driver's license has been issued.
- (l) "Driver's License" means a license issued by the Commission to persons who meet the Commission's qualifications of a for-hire driver of an autocab.
- (m) "Holder" means a person to whom an autocab license has been issued.
- (n) "Limousine or Livery Service" means and includes the business of carrying passengers for hire by autocabs.
- (o) "Manager" means the Manager of the Taxicab Division.
- (p) "Person" means and includes any individual, copartnership, association, corporation or joint stock company, their lessee, trustees or receivers appointed by any court whatsoever.
- (q) "Principal place of business" means the place or location of the business within the City of Newark where the autocabs are dispatched, stored and/or parked.

24:2-2. Autocab License & Certificate of Compliance required.

(a) No person shall operate or permit an autocab owned or controlled by him or her to be operated as an autocab upon the streets of the City of Newark without first obtaining an autocab license and a driver's license from the Division; a certificate compliance from the City Clerk; and livery plates from the Division of Motor Vehicles (DMV) if:

(1) his or her principal place of business is in the City of Newark; or

(2) his or her base is in the City of Newark; or

(3) the majority of his or her autocab business is in the City of Newark.

(b) Each person operating an autocab within the City of Newark shall be affiliated and/or associated with a base.

24:2-3. Principal place of business; requirements.

The principal place of business or base can only be located in those districts permitted by local zoning ordinances and shall not be combined with any residential property and/or any other business. All autocabs shall be garaged and shall not be stored and/or parked on the streets of the City of Newark.

24:2-4. Expiration date and fees.

(a) The term of each autocab license and driver's license issued by the Division shall not exceed one (1) year and shall expire on March 31st of each year.

(b) The annual license fee for the owner to operate each autocab in the City of Newark shall be \$250.00 and shall be paid in full on or before March 1st of each year. For the first year that this Ordinance takes effect the annual license fee shall be prorated accordingly based on the date of issuance. However, the fee for any license issued thereafter shall be \$250.00. Said fee shall be made payable to the Taxicab Division.

(c) The annual license fee for each driver (other than the owner) to operate an autocab in the City of Newark shall be \$50.00. Said fee shall be made payable to the Taxicab Division.

(d) Such license fees shall be in addition to the \$25.00 fee made payable to the City Clerk for the certificate of compliance issued by the City Clerk and any other fees or charges established by the City of Newark which are applicable to autocabs.

(e) The autocab license fee, driver's license fee and the fee for the certificate of compliance shall be payable upon the presentation of the application to the Manager of the Division, who will forward the monies accordingly to the appropriate offices. In the event that the license is denied or the application is withdrawn, all fees shall be returned less the sum of \$50.00 for filing costs (i.e., \$25.00 each for the filing cost shall be retained by the Division and the City Clerk).

24:2-5. Insurance required.

(a) In order to insure the safety of the public, it shall be unlawful for any person to operate or cause or permit an autocab to be operated, nor shall any autocab license or certificate of compliance be issued until an insurance policy in compliance with N.J.S.A. 48:16-13 to 48:16-22 has been approved by the Corporation Counsel. Said insurance policy shall name the City of Newark as an additional insured and contain therein an endorsement indicating that their principal place of business is within the City of Newark. Upon the issuance of said license, the original insurance policy shall thereupon be filed forthwith with the Office of the City Clerk.

(b) Any licence issued hereunder shall only be effective for as long as the insurance policy remains in force and in accordance with the statutory amounts. In the event that the insurance is cancelled, the autocab license shall terminate on the effective date of the cancellation, unless the insurance has been reinstated and a withdrawal of the cancellation or a new policy of insurance has been submitted to the City Clerk prior thereto for the remainder of the license term.

(c) Said insurance policy must provide therein that it shall not be cancelled except upon (20) days prior written notice to the Manager of the Division.

24:2-6 Issuance of Certificate of Compliance; display.

(a) Upon approval of the insurance policy by the Corporation Counsel, the City Clerk shall issue a certificate of compliance in duplicate to the applicant showing that he has complied with the terms and provisions of N.J.S.A. 48:16-14.

(b) The duplicate of said certificate shall be filed with the Division of Motor Vehicles (DMV) before such vehicle is registered as an autocab, limousine or livery service.

(c) The original certificate shall be posted in a conspicuous place within the autocab.

24:2-7. Application procedure; information required; renewals.

(a) An application for an autocab license shall be made by the owner, lessee, bailee or driver of the autocab and shall be filed with Manager of the Division upon forms provided by the Division, together with the autocab license fee of \$250.00, the driver's license fee of \$50.00, if applicable, and the \$25.00 fee for the certificate of compliance payable as indicated in section 24:2-4 above. Said application shall be verified under oath and shall contain the following information:

- (1) Name and legal address of the applicant;
- (2) Resident addresses for the past three (3) years;
- (3) Age, height, color of eyes and hair;
- (4) Place and date of birth;
- (5) Marital status;
- (6) Previous employment and employers for the past three (3) years.
- (7) Whether the applicant has ever been convicted of a crime punishable by more than one year imprisonment or a violation of this Chapter;
- (8) Whether his or her driver's license, issued by any state, foreign country or municipality, has been suspended or revoked for any cause, and the particulars thereof;

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- (9) The name of the owner and driver of the autocab, limousine or livery service and the applicant's relationship to said person;
- (10) The year, type, vin # and model of the autocab for which the license is desired;
- (11) The number of passengers the autocab is capable of transporting;
- (12) The principal place of business of the autocab, limousine or livery service;
- (13) Any other pertinent information or documentation requested by the Manager of the Division.

(b) Upon an initial application for an autocab license and driver's license, the applicant shall submit to fingerprinting by the Newark Police Department.

(c) Each application must be accompanied by a certificate from a licensed and practicing physician of the State of New Jersey, certifying that the applicant has been examined on a certain date, within sixty (60) days prior to the filing of the application; and that, in his or her professional opinion, the applicant is of sound physique, with good eyesight, not subject to epilepsy, vertigo, heart trouble, or any other infirmity of body or mind which might make the applicant unfit to safely operate an autocab and/or put the safety of a passenger in jeopardy.

(d) Each application shall be accompanied by four (4) passport-size photographs of the applicant taken within thirty (30) days of the application (front view size: 2x2 inches).

(e) Each application shall be accompanied by an original and one copy of a current insurance policy in accordance with the requirements of this Chapter and the Laws of the State of New Jersey.

(f) At the time of application the owner of the autocab, limousine or livery service shall execute a Power of Attorney appointing the chief fiscal officer of the City of Newark as his true and lawful attorney for the purpose of acknowledging service of any process for indemnity under the policy, which shall be filed, together with the insurance policy with the City Clerk.

(g) The annual application for renewal of an autocab license shall be filed with the Division no later than (30) days prior to the expiration date of said license.

24:2-8. Minimum qualifications.

No autocab license or driver's license shall be issued unless the applicant:

(a) Furnishes satisfactory evidence that he or she is the holder, for a least one (1) year prior to the date of application, of a valid automobile driver's license issued by the New Jersey Division of Motor Vehicles (DMV);

(b) Is at least eighteen (18) years of age;

(c) Has been a legal resident of New Jersey for one (1) year or more;

(d) Is able to speak and understand the English Language;

(e) Is a citizen or legal resident alien of the United States;

(f) Furnishes written proof that the applicant is the owner, lessee, employee, agent or servant of the owner of the autocab, limousine or livery service;

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(g) Obtain a certificate of compliance from the City Clerk.

(h) No autocab license or driver's license shall be issued unless the applicant thereof has completed an annual orientation class(es) provided by the Division. All drivers shall be required to attend subsequent orientation classes once every three (3) years if offered.

24:2-9. Investigation of Applicant; consideration.

(a) Upon the filing of an application for an autocab license and driver's license, the Manager of the Division shall refer the same to the Newark Police Department which shall conduct an investigation of each applicant for an autocab license and driver's license. The applicant's photo and fingerprints, where required, shall be forwarded to the Newark Police Department's Bureau of Records and Identification. A report of such investigation and a copy of the traffic and police record of the applicant, if any, shall be attached to the application and returned for the consideration of the Commission.

(b) The Manager of the Division and/or Commission shall consider the application, the police investigation report, the physician's certificate and any other documentation required to be attached thereto, the character, driving experience and responsibility of the applicant and any other relevant facts whatsoever and shall approve or reject the application. However, no autocab license or driver's license shall be issued until a written police investigation report is received from the Newark Police Department's Bureau of Records and Identification, showing the result of the investigation of the applicant's prior police history, if any, through an examination of the fingerprints. If a delay of more than thirty (30) days is encountered between the date of fingerprinting and the receipt of the results of a Federal Bureau of Investigation (FBI) or a New Jersey State Police fingerprint check, the Manager of the Division may issue the applicant a temporary license for a period not to exceed six (6) months based on a check through the fingerprints on file with the Newark Police Department. If, when received by the Division, all results of the fingerprint checks by the FBI and the New Jersey State Police show that the applicant is unfit to obtain a license, the Division may immediately revoke the applicant's license.

(c) If the application is rejected, the applicant may make a written request, within thirty (30) days of such rejection for a hearing before the Commission to offer evidence why the application should be reconsidered.

24:2-10. Issuance of Autocab License and Driver's License; contents; display.

Upon approval of an application for an autocab license and driver's license by the Manager and/or Commission, the Manager shall issue the license to the applicant. The license shall bear the name, signature and photo of the applicant. It shall also contain the City of Newark's license number and bear the signature of the Manager of the Division, together with a notice that in case of a complaint, the Division shall be notified of the autocab license number and/or driver's license number.

Upon receipt, the autocab driver shall display the autocab license, together with the driver's license, on the left visor or on top of the right side of the dashboard in full view of any passenger(s) in the rear seat of said autocab at all times.

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24:2-11. Transfer of Autocab License and Driver's License; transfer fee; license not subject to hypothecation.

(a) No autocab license may be sold assigned or otherwise transferred without the consent of the Manager upon the recommendation of the Commission. A license may be transferred to another person to be used in a bona fide operation of an autocab business, with the consent of the Manager upon the recommendation of the Commission upon the filing of an application as provided in section 24:2-7 of these Revised Ordinances and upon payment of a transfer fee of \$250.00 and the \$25.00 fee for the Certificate of Compliance.

(b) In the case of a transfer to a corporation, a copy of the certificate of incorporation issued by the State of New Jersey and the name of its registered agent shall also be filed, provided that if a corporation wishes to transfer an autocab license to another corporation to be used in a bona fide operation of an autocab business, and not less than seventy-five (75%) percent ownership of each corporation rests with the same person or group of persons, then upon application and upon filing of a certificate of incorporation issued by the State of New Jersey and the name of its registered agent, and the consent of the Manager upon recommendation of the Commission and upon payment of an administrative fee of \$50.00, the license shall be transferred. No transfer may be made during the month of November.

(c) No autocab license shall be assigned, mortgaged, pledged or otherwise transferred to secure a debt, loan, advance or other financing transaction, unless such assignment, mortgage, pledge or other security arrangement is first approved by the Manager upon the recommendation of the Commission.

(d) Approval of such transfers shall not be unreasonably withheld.

(e) All driver's licenses are non-transferable.

24:2-12. Autocab license holder's responsibility for operation.

Every holder of an autocab license shall be responsible for the operation of any autocab for which the license has been granted regardless of the legal relationship between such holder and the driver of said autocab.

24:2-13. Autocab rules and regulations; safety requirements.

(a) The Manager upon the recommendation of the Commission shall promulgate reasonable rules and regulations, maintenance and safety requirements not inconsistent with this Ordinance, to implement this Ordinance and to carry out its intent and keep same on file in the Office of the City Clerk.

(b) The Manager upon the recommendation of the Commission shall cause said promulgated rules and regulations, maintenance and safety requirements, together with this Ordinance to be printed and distributed to all licensees under this Ordinance.

23:2-14. Autocab inspection; display of inspection sticker.

(a) Prior to the use and operation of any autocab under the provisions of this Chapter, said autocab must pass the state (DMV) inspection first, and then said autocab shall be thoroughly examined and inspected by the Division and must be found to comply fully with such reasonable rules and regulations of the Division. New autocabs may use dealer inspection stickers if the vehicle is purchase in New Jersey.

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(b) Every autocab operating under the provisions of this Chapter shall be inspected not less than every six (6) months by the Division to insure the continued maintenance of safe operating conditions and full compliance of the autocab with the requirements of this section and the rules and regulations. All autocabs shall have affixed, by the Division, on the rear right window of said autocab, a sticker showing an approved inspection.

(c) The Division shall maintain a record of all such inspections.

(d) No autocab shall be operated upon the streets of the City of Newark without having affixed thereto, as herein provided, a current inspection sticker of such approval.

24:2-15. Autocab must be clean and sanitary; penalty; display of other stickers prohibited.

(a) Every autocab operating under this Chapter shall be kept in a clean and sanitary condition in accordance with the rules and regulations promulgated by the Manager.

(b) When an autocab shall be found to be in an unclean or unsanitary condition in violation of this section by an inspector of the Division, the driver of that autocab shall be punished by a fine of \$5.00 for each day during or on which a violation occurs or continues.

(c) No other sticker or poster, except the certificate of compliance and the inspection sticker provided for in section 24:2-14 shall be affixed to the aforesaid right rear window of the autocab.

24:2-16. Maintenance in safe condition required.

The inspectors of the Division shall maintain due vigilance over all autocabs to insure that they are maintained in a condition that is safe and sanitary for the transportation of passengers and to this end, they shall have the right, at any and all times, to inspect any and all licensed autocabs. The inspectors shall maintain a written record of the results of all such inspections.

24:2-17. License revocations; suspensions.

Licenses granted under the preceding sections of this ordinance may be revoked or suspended at any time by the Manager if the vehicle shall not be in a safe and sanitary condition for the transportation of passengers and kept in conformity with the terms of this Chapter, or for the violation of any of the rules and regulations promulgated by the Manager.

24:2-18. Autocab identification; unlicensed vehicles.

(a) It shall be unlawful and a violation of this Chapter for any person to operate an autocab not licensed under this Chapter in such a manner as to be misleading or tend to deceive or defraud the public into believing said vehicle is an autocab or taxicab or is being operated as an autocab or taxicab.

(b) No autocab covered by the terms of this Chapter shall be licensed if the color scheme or the name, monogram, or insignia to be used thereon shall conflict with, or imitate any color scheme, monogram, name, or insignia used by any other person, firm, or corporation operating a taxicab or taxicabs in the City of Newark in such a manner as to be misleading or tend to deceive or defraud the public.

(c) If, after a license had been issued for an autocab hereunder, the color scheme, name, monogram, or insignia thereon is used by any other person, firm, or corporation operating an autocab or autocabs in the City of Newark in such manner as to be misleading or tend to deceive and defraud the public, the license for such autocab or autocabs may be revoked by the Manager or the Division after a hearing before the Commission.

24:2-19. Recordkeeping; inspection of records.

(a) The holder of an autocab license shall require the driver to keep, and the driver of each autocab shall keep, a daily record upon which all trips shall be recorded. The daily record shall show the autocab number, license number of the driver, specific hours of duty, time and place of origin and destination of each trip and the amount of fare received for each trip. All such records shall be given to the holder of the autocab license and shall be retained for one (1) year by the holder of the autocab license. The holder of the autocab license shall be responsible for the maintenance of daily records of all autocabs operated by him.

(b) Every driver shall record in a book, maintained solely for such purpose: the time of departure from the garage of every licensed autocab; the name, address and license number of the driver thereof; the license number of the autocab and the time of the autocab's return to the principal place of business.

(c) All records provided for in this section shall be open to inspection by representatives of the Police Department and the Division.

24:2-20. Age of vehicles; removal from service.

When an autocab owner or operator first becomes licensed as an autocab in the City of Newark, his or her autocab shall not be more than forty-two (42) months of age. Any autocab licensed under this Ordinance shall be removed from service as an autocab when such vehicle shall have obtained the age of seven (7) years. However, those autocabs licensed prior to the effective date of this Ordinance shall be grandfathered in and not subject to the requirements of this section until or unless the autocab or vehicle is changed or exchanged for another.

24:2-21. Enforcement by Police Department.

The Police Department is authorized and instructed to observe the operations of the holders of autocab licenses and driver's licenses for the purpose of enforcing compliance with the provisions of this Chapter. Upon discovering any violation of this Chapter, the Police Department shall immediately take all appropriate police action, including the issuance of summonses, to this end.

24:2-22. Reports and complaints forwarded.

Any and all complaints and all reports from the Police Department received by the Manager shall be forwarded to the Commission.

24:2-23. Hearings and notice of hearings; review of decision.

(a) Except as provided in subsection (b) of this section, prior to the suspension or revocation of a license or the imposition of a monetary penalty as provided in section 24:2-24, the licensee shall be given written notice for the charge against him/her and shall be given the opportunity for a hearing before the Commission. The licensee may be represented by legal counsel at any such hearing. The Manager shall be present at all hearings, and, at the conclusion of the hearing, shall make a recommendation to the Commission concerning the charge made against the licensee. Upon consideration of the recommendation of the Manager, the Commission shall make a determination concerning the charge against the licensee. If the Commission determines that the licensee did commit the offense charged, the Manager shall impose a penalty in accordance with section 24:2-24 after a consideration of the charge and the record of the licensee. Any decision of the Commission shall be subject to appeal to the Business Administrator. All such hearings, appeals and decisions shall not be unduly delayed.

(b) The Manager may suspend, pending a hearing, any autocab license and/or driver's license under this section if the insurance requirements of 24:2-5 or the inspection requirements under 24:2-14 are not complied with by the licensee. Any license may be suspended, pending a hearing, if the licensee fails to appear at a hearing before the Commission after receiving notice thereof.

(c) Nothing in this section shall be deemed to preclude the removal of an autocab from service if it is found to be unsafe or unsanitary in violation of the provisions of this Chapter.

24:2-24. Civil penalties.

(a) All autocab licenses and driver's licenses issued under this Chapter, after a hearing before the Commission, may be revoked or suspended or a monetary penalty imposed, not to exceed \$250.00 for the first offense; \$500.00 for the second offense; and \$1,000.00 for the third or subsequent offenses by the Manager, after review of the recommendations of the Commission if the holder or driver:

- (1) Violated any of the provisions of this Chapter;
- (2) Discontinued operations for more than 180 consecutive days;
- (3) Violated any other ordinance of the City or laws of the State of New Jersey or the United States, the violation of which reflects unfavorably on the fitness of the licensee to offer public transportation;
- (4) Has been found guilty of a high misdemeanor within the licensed year;
- (5) Knowingly permitted the licensed autocab to be used for any illegal purpose;
- (6) Violated any rule or regulation promulgated pursuant to this Chapter.

(b) Penalties imposed under this section for any violations of subsection (a) above may be imposed on the holder of the autocab license, the autocab drivers, or both, except for violations of 24:2-5.

(c) The holder of an autocab license shall receive a mandatory monetary penalty of \$1,000.00 in addition to suspension or revocation of said license for violations of 24:2-5 (Insurance required).

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Section 2. Any person that desires to operate an autocab in the City of Newark must comply with all of the requirements of this Ordinance upon its effective date.

Section 3. Any and all Ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance amends several sections of N.R.O. 24:2-1 et. seq. to clarify the application of said Ordinance and the requirements of autocabs owners and/or operators whose principal place of business, majority of business and/or base is in the City of Newark.

NOTE: The portions of this Ordinance which have been underlined represent the changes and/or amendments thereto.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Grant, Martinez.

President Tucker: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 27:3-54 of Article 11, "Third Industrial District Regulations," Chapter 3, Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to delete the requirement of a chain-link fence with slats.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 27:3-54, of Article 11, "Third Industrial District Regulations," Chapter 3, Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby amended to read in its entirety as follows:

27:3-54.

A building or premises may be used for any purpose whatsoever not in conflict with any ordinances of the City regulating nuisances except that no public parking lots are permitted. Junk yards must be within a solid enclosure not less than seven feet high and commercial garages must be enclosed by a chain-link fence along all property lines, except where the wall of any building situated on the lot abuts a property line. In addition, each fence exit and entrance way on any commercial garage property

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shall have an appropriate gate, chain or closing device in order to close the area when not in use. Moreover, no building or premises shall be used and no building shall be erected or structurally altered or converted for use for dwelling purposes including rooming and boarding houses, except that dwelling quarters may be established in connection with any industrial establishment for one security person employed upon the premises and that hotels and motels are exempt from this provision.

Section 2. Any ordinance or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This ordinance deletes the requirement of a chain-linked fence with slats.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 2, Administration, Chapter 15, Council Rules, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To provide for the filing of employee attendance information with the City Clerk).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 2, Administration, Chapter 15, Council Rules, Section 1, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended to add Rule XXIV, as follows:

Rule XXIV. Employees attendance information.

It shall be the responsibility of each member of the Municipal Council to provide to the City Clerk on a bi-weekly basis an attendance record for each employee under the Council Member's jurisdiction.

STATEMENT

This ordinance requires the filing of Municipal Council employee attendance information with the City Clerk.

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President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Businesses and Occupations, Chapter 20, Public Garages, of the City of Newark, New Jersey, 1966, as amended and supplemented, by exempting the requirement of a privacy fence for premises located in industrial districts.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. Section 1. Title 8. Business and Occupation Chapter 20, Public Garages of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby further amended and supplemented to read as follows:

RESTRICTIONS

(a) No license shall be issued unless the premises for which the license is to be issued shall have a privacy fence or barricade constructed of any conventional fencing material not less than seven (7) feet high installed along all property lines, except where the wall of any building situated on the lot abuts a property line. Additionally, each entrance or exit way through said fence or barricade shall have an appropriate gate, chain or closing device so as to prevent entrance into the property when it is not in use. Those premises which are located in industrial districts shall be exempt from the requirement of a privacy fence but shall be required to have a chain-linked fence installed.

(b) The requirement of construction of a privacy fence or barricade shall not apply to gasoline filling stations that actually pump and sell gasoline or fuel for the operation of motor vehicles.

Section 2. Any ordinance or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall become effective upon final passage and publication in accordance with the law.

STATEMENT

This ordinance exempts premises located in industrial districts from the requirement of a privacy fence, but requires them to have a chain-linked fence.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Grant, seconded by President Tucker.

A lengthy discussion was held by the Members of the Municipal Council.

The motion was declared adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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Council Member Carrino, through the Chair, directed the City Clerk to communicate with Corporation Counsel Grant requesting that an amendment be drafted to this ordinance which would extend this exemption to include business areas as well as the industrial areas which were exempted by this ordinance.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by amending Section 23:5-11.2, Mandatory Impounding of Illegally Parked Vehicles.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended to read as follows:

23:5-11.2: Mandatory Impounding of Illegally Parked Vehicles.

Whenever any member of the Newark Police Department finds a vehicle upon a public highway in the city and:

(a) Such vehicle is parked in a zone where existing parking restriction signs are supplemented with tow-away zones signs, posted at the request of the Director of the Department of Engineering; or

(b) Such vehicle is parked in front of a public or private driveway(excluding a private residential driveway) in violation of N.J.S.A. 39:4-138d; then

such member SHALL move or secure the removal of such vehicle under the terms established in Section 23:5-11, of Title 23, Traffic and Parking, Impounding of Vehicles Illegally Parked, of the Revised Ordinances of the City of Newark.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT: This amendment of the City ordinance mandates the impounding of motor vehicles that are illegally parked in front of a public or private driveways and on zones posted with supplementary signs bearing the legend "Tow Away Zone".

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-l.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 19, Wreckers; Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By increasing the towing rates from bus lanes; including the same rates for Scofflaw Towing & Towing of Illegally parked cars; and allowing for prohibiting mileage charges for abandoned stolen or disabled vehicles).

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BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8, Business and Occupations; Chapter 19, Wreckers; Section 6, Service rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended and supplemented to read in its entirety as follows:

8:19-6. Service Rates.

(a) The charges for services rendered by a licensee wholly within the City of Newark shall not exceed the following rates:

II. Particular Purpose Towing:

Towing of Scofflaws, Illegally Parked Cars; and from Bus Lanes.

| | |
|---|-----------|
| <u>Automobiles, vans & trucks under five tons.....</u> | \$ 50.00 |
| <u>Trucks, tractor trailers and other heavy equipment over five tons.....</u> | \$ 155.00 |
| <u>Motorcycles or motor scooters.....</u> | \$ 40.00 |

II. All other towing:

| | |
|---|-----------|
| All automobiles..... | \$ 40.00 |
| Vans & trucks under one ton..... | \$ 65.00 |
| Vans & trucks over one ton, but under five tons..... | \$ 85.00 |
| Trucks, buses, tractor trailers and other heavy equipment over five tons..... | \$ 150.00 |
| Motorcycles or motor scooters..... | \$ 25.00 |

Towing with Flat Bed

| | |
|--|-----------|
| All automobiles..... | \$ 25.00 |
| Vans & trucks under one ton..... | \$ 85.00 |
| Vans, trucks & trailers over one ton, but under five tons..... | \$ 135.00 |

Storage

| | |
|---|---|
| Automobiles..... | <u>\$10.00 per day for the first thirty (30) days;</u> \$15.00 per day thereafter. |
| Vans & trucks over one ton, but under five tons..... | \$15.00 per day for the first thirty days; \$20.00 per day thereafter. |
| Trucks, buses, tractor trailers and other heavy equipment over five tons..... | \$40.00 per day |
| Motorcycles or motor scooters..... | \$60.00 per day |

3:15
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Dolly Service

Automobiles, vans & trucks under one ton... \$ 70.00
Automobiles, vans & trucks over one ton,
but under five tons..... \$ 85.00
Trucks, buses, tractor trailers and other
heavy equipment over five tons..... \$ 100.00

Winching Service

Light Wreckers..... \$ 75.00 per hour per unit
Heavy Wreckers..... \$225.00 per hour per unit
Additional Workman Labor..... \$ 75.00 per hour

Transmission Service

Transmission Service..... \$ 25.00

(b) In cases where a licensee must hire laborers or rent other equipment, all reasonable charges therefore, may be passed along to the owner of the vehicle.

(c) For services to or from a point outside the City of Newark, the charges shall be determined by mutual agreement of the licensee and customer.

(d) The driver or operator of a wrecker shall give the customer a receipt for the amount paid and itemize each charge thereon.

(e) The maximum rates established by this section shall be printed on a card approved by the Director, and affixed to the interior of each wrecker in a permanent and conspicuous position.

(f) The service rates shall be reviewed bi-annually by the Director and the Business Administrator to ensure that the licensee obtains a just and reasonable return on their investments.

Section 2. This Ordinance shall apply to any and all licenses Towers that operate within the City of Newark.

Section 3. All Ordinance(s) or parts thereof inconsistent herewith are hereby repealed.

Section 4. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 5. If any part of this ordinance is found to be illegal, unconstitutional or contrary to law, the balance of this ordinance shall remain in full force and effect.

Section 6. A copy of this ordinance shall be forwarded by the City Clerk to the Department of Insurance in Trenton.

STATEMENT

This ordinance revises the City's towing rates.

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President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to table the ordinance since it was replaced by Ordinance 6-F-q (A.S.) in the minutes of this meeting, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor, (6-S & F-f), adopted on May 4, 1977, as amended and supplemented, by adjusting salary for Executive Secretary, Municipal Council."
(To increase the salary by 5% for 1991)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor," (6-S & F-f), adopted May 4, 1977, as amended and supplemented, be amended to adjust salary as follows to wit:

| <u>POSITION</u> | | <u>EFFECTIVE</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|---|-----|------------------|----------------------------------|----------------------------------|
| Executive Secretary to Councilman (40 hours) A127 | (9) | 1/1/91 | \$42,510.64 | \$42,510.64 |

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The purpose of this ordinance is to increase the salary by 5% for 1991.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting after Ordinance 6-S & F-p, Council Member Rice requested his vote be changed from the affirmative to the negative.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

No: Council Member Rice.

President Tucker: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage.

6-S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development," (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Management Information Systems Specialist in the Department of Development).

(Management Information (1) 1/1/91 \$40,880.22 - \$49,325.24
Systems Specialist
(35 Hours))

(Creating title in Department of Development which more appropriately describes duties and responsibilities of employee. Old title is common title. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Development," (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create certain position titles and to abolish others in the Department of Development).

(Creating 7 new titles and abolishing 6 titles in accordance with standard titles of New Jersey Department of Personnel. Fiscal Impact is approximately \$1,700. Represented by Newark Council #21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Kearny Street as a one-way street.

October 2, 1991

(North Ward)
 (Kearny Street, eastbound, between Garside Street and Broadway)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)
 (Public Hearing Closed)

A motion to defer action on the ordinance on second reading and final passage awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Armed Security Guard required, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented: to add a definition of Armed Security Guards to increase the number of units effected by the ordinance and to increase the penalty for a violation to \$1,000.

(Exempts armed security guard service for buildings with less than 225 units) (RTG)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Public Hearing Closed)

A motion to table the ordinance on second reading and final passage since it was replaced by Ordinance 6-F-r (A.S.) in the minutes of this meeting, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Principal Auditor in the Department of Finance).

(Principal Auditor 1 1/1/90 \$25,939.36 - \$31,164.23
 (35 Hours))

(Creating new title in Water Accounting and Customer Service. Represented by Newark Council 21, Civil Service Association. Increase will be handled by internal transfer.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
 (Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a.

MR. ROBERT COLE, 191 FRELINGHUYSEN AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to discrimination of the disabled and seniors. The speaker felt that police protection towards seniors should be enforced. The speaker also expressed his opinions about restructuring the platform for candidacy for Councilman-at-Large.

- 6-HC-b. **MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal with respect to the homeless in the City of Newark. The speaker also criticized the "Strategy Plan" proposed by the Department of Development, stating that only a small portion of the plan actually dealt with the five-year plan.

RESOLUTIONS AND MOTIONS.

Resolutions.

- 7-R-a. **Resolution rescinding Tax Abatement Application Agreement for P.S.A. Urban Renewal Corp., 67-71 James and 49-51 Eagle Streets, Block 44, Lots 33, 34 and 37, for failure to complete construction of project within 9 months from passage of Resolution 7-R-b (S-3), May 27, 1986, unless said entity within 30 days following such service, files with Director of Finance and the City Clerk, evidence of the entity's compliance with the provisions of the financial agreement.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Martinez.
- 7-R-b. **Resolution amending Resolution 7-R-g, May 15, 1991, contract with Housing Authority, whereby City will supply Housing Authority with needed amounts of solid waste for receipt of steam from Exergy, Inc., by changing certain Articles contained in Contract between City of Newark, the Housing Authority and Exergy, Inc., Third Party Beneficiary.**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of Engineering Zach met with the Council October 1, 1991)
- A motion to table the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Martinez.
- 7-R-c. **Resolution ratifying and authorizing Mayor and Director of Development to enter into and execute contract with Newark AIP Housing Association, L.P., for substantial rehabilitation of 16 affordable rental units at 110 Schuyler Avenue, in amount of \$207,555., for period May 1, 1991 through December 31, 1992; grant funds from Department of Community Affairs, Neighborhood Preservation Program/Balanced Housing.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Martinez.
- 7-R-d. **Resolution ratifying and authorizing Mayor and Director of Development to execute grant agreement with The New Jersey Performing Arts Center, with its principal place of business located at Gateway One, Newark, New Jersey 07102, for purpose of providing design funding for Arts Center, in amount of \$1,000,000. for period January 1, 1991 to December 31, 1991.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Martinez.
- 7-R-e. **Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Olga Sheehy Quintana, M.D., for provision of medical services to homeless individuals and families, for period May 1, 1991 through October 31, 1991, contract will not exceed \$14,571.72; to be funded from U.S. Department of Health and Human Services.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
 Absent During Roll Call: Council Member Martinez.

- 7-R-f. **Resolution amending Resolution 7-R-a, May 1, 1991, contract with North Ward Center, for purchase of job training equipment and employment training for low and moderate income residents of the City of Newark, in amount of \$130,000., by changing contract period from April 1, 1991 through July 31, 1991 to April 1, 1991 through September 30, 1991; all other provisions shall remain in full force and effect.**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Rice, Villani, President Tucker.
 Absent During Roll Call: Council Members Harris, Martinez.

- 7-R-g. **Resolution authorizing Mayor and Director of Engineering to accept sum of \$472,239., from New Jersey Department of Environmental Protection, Division of Water Resources, Sewage Infrastructure Improvement Act, to conduct a Combined Sewer Overflow Correction Study; City Match -10%, \$52,471.**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-h. **Resolution authorizing Mayor and Director of Engineering to execute contract with Governmental Advisory Associates, Inc., 177 East 87th Street, New York, New York 10128, for professional consultant services, to examine costs of refuse collection in the City of Newark, for total sum of \$9,740.; project to be completed within 90 days of Notice to Proceed. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-i. **Resolution authorizing Mayor and Director of Engineering to execute contract with Skidmore, Owings & Merrill, 220 East 42nd Street, New York, New York 10017, for performance of Professional Consulting Services for the Newark Downtown Master Plan, for total sum of \$95,000.; project to be completed within three months of Notice to Proceed. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

At a later time in the meeting after Resolution 7-R-b1 (A.S.), Council Member Harris requested his vote be changed from the affirmative to not voting.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
 Not Voting: Council Member Harris.

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- 7-R-j. Resolution authorizing Director of Finance to refund pro rata share of rents in amount of \$335.32, collected from occupants of record to purchasers, Ralph L. Riccardi, Jr. and Steven Eifler of 360-62 Grove Street.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-k. Resolution authorizing City Treasurer to issue refund check in amount of \$402.94, to Carlos Soares, c/o Carla Pinto, 189 Davis Avenue, Kearny, New Jersey 07032, as result of overpayment due to high estimated bills of water/sewer charges for Account No. 11-551-0350-00, for 490 Fourth Street.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-l. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$8,425. for 3 months of 1987, and \$33,700. for full year 1988, and \$23,700. for full years of 1989, 1990 and 1991 on property located at 844-846 Lake Street, Block 784, Lot 54; further authorizing Tax Collector to cancel taxes in amount of \$1,117.15 for 3 months of 1987, \$4,873.02 for 1988, \$3,642.69 for 1989, \$4,026.63 for 1990 and \$4,730.52 for 1991 along with any penalties and interest due on said property. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five (5) year tax abatement).**
(North Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-m. Resolution amending Resolution 7-R-bj, August 7, 1991, "Resolution authorizing Director of Finance to make payments to Alton and Glenda Montgomery and Minichino & Mautone, their attorneys, 500 Prospect Avenue, West Orange, New Jersey 07052, in total of \$1,400,000.... upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, seeking damages for personal injuries allegedly sustained as result of negligence of City employees on December 20, 1984," by substituting an administrator for estate of Alton H. Montgomery as a party to receive payment of funds under the settlement.**
(Mr. Alton H. Montgomery died recently)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-n. Resolution designating reserved parking area for handicapped motorists on Jeliff Avenue, west side, beginning 180 feet south of the southerly curbline of Hawthorne Avenue and extending 8 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 17-8. (South Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-o. Resolution designating reserved parking area for handicapped motorists on Mount Prospect Avenue, east side, beginning 180 feet south of the southerly curblin of Bloomfield Avenue and extending 25 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)**
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-p. Resolution designating reserved parking area for handicapped motorists on South 6th Street, south side, beginning 125 feet north of the northerly curblin of 14th Avenue and extending 25 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (Central Ward)**
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-q. Resolution designating reserved parking area for handicapped motorists on Congress Street, west side, beginning 254 feet south of the southerly curblin of Lafayette Street and extending 19 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)**
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-r. Resolution designating reserved parking area for handicapped motorists on Leo Place, west side, beginning 45 feet north of the northerly curblin of Millington Avenue and extending 25 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (South Ward)**
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-s. Resolution designating reserved parking area for handicapped motorists on Sandford Avenue, east side, beginning 35 feet south of the southerly curblin of Cleveland Street and extending 25 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (West Ward)**
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Approval not required by Department of Transportation)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-t. Resolution designating stop intersection of Camden Street and 12th Avenue and installing stop signs on Camden Street; pursuant to N.J.S.A. 39:4-140.**
(Central Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-u. Resolution designating stop intersection of Bruce Street and 12th Avenue and installing stop signs on Bruce Street; pursuant to N.J.S.A. 39:4-140. (Central Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-v. Resolution designating stop intersection of Richelieu Terrace and Cameron Road and installing stop signs on Richelieu Terrace; pursuant to N.J.S.A. 39:4-140.**
(West Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-w. Resolution designating stop intersection of Cabinet Street and Littleton Avenue and installing stop signs on Cabinet Street; pursuant to N.J.S.A. 39:4-140.**
(Central Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-x. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Newark Tenants Council/Juvenile Prevention and Diversion Project, #J-J110-39-89-\$8,000.; item available from New Jersey State Law Enforcement Planning Agency.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-y. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, New Community Harmony House, \$2,500.; item available from New Jersey State Law Enforcement Planning Agency.**
(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-z-1. Resolution recognizing and commending Reverend Dr. George L. Ray for his many years of exemplary service to the ministry.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-z-2. Resolution recognizing and commending Memorial West United Presbyterian Church on the esteemed occasion of its 115th Anniversary celebration scheduled for Sunday, September 29, 1991.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-z-3. Resolution recognizing and commending Reverend Andre L. Jackson, Pastor of Beulah Baptist Church of Newark, on the distinguished occasion of celebrating his first pastoral anniversary.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-z-4. Resolution recognizing and commending Kitty Taylor upon her retirement with the City of Newark.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-z-5. Resolution recognizing and commending Mrs. Kitty V. Taylor, Mrs. Bessie Shead, Mrs. Anna Dora Simmons, Mrs. Minnie Berrian, Mr. Reuben Thomas and Mr. George Griffin for their outstanding service to the community as well as their genuine concern for Newark's elderly population.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-z-6. Resolution recognizing and commending Mrs. Ella Bullock upon her retirement after 30 years of service with the Federal Government.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-z-7. Resolution recognizing and commending Manuel Souto and Eugene De Almeida for displaying gallantry and valor.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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7-R-z-8. Resolution recognizing and commending Lieutenant John Morales of the Essex County Prosecutor's Office on his recent promotion.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-z-9. Resolution recognizing and commending The Hospice, Inc. for serving the people of the Greater Newark Area well for 10 years.

A motion to adopt the resolution was made by the Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-z-10. Resolution recognizing and commending Mr. Andres Rivera for his selection as "1991 Merchant of the Year" for the Hispanic-American Chamber of Commerce of Essex County.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-z-11. Resolution recognizing and commending Bishop J.P. Lucas, Pastor of Mount Calvary Church of God In Christ International, on the esteemed occasion of his 24th Anniversary in the ministry.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-z-12. Resolution recognizing and commending Brother Yusef R. Shakoor for distinguished community service.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-ba. (A.S.) Resolution ratifying and authorizing Mayor and Acting Director of Department of Health and Human Services to enter into and execute contract with Lighthouse Community Services, for purpose of rehabilitation of building used as an emergency shelter to homeless population, for period July 15, 1991 through June 15, 1992; contract shall not exceed \$33,500. of which \$13,000. will be provided by contractor/City of Newark as an in-kind match.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bb-1. (A.S.) Resolution recognizing and commending Mrs. Adelecy Tippet Johnson on the occasion of her 101st birthday.

A motion to adopt the resolution was made Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bb-2.
(A.S.)

Resolution recognizing and commending Bethany Baptist Church of Newark, on the grand occasion of its 120th anniversary and further designating West Market Street from First Street to Hudson Street as "Bethany Square" for ceremonial purposes.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bb-3.
(A.S.)

Resolution recognizing and commending Captain Leon Bryant on his retirement from the Essex County Prosecutor's Office.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bb-4.
(A.S.)

Resolution recognizing and commending Mark Freedman, President, Surge Licensing, Inc.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bb-5.
(A.S.)

Resolution recognizing and commending Mr. Dominick Francello, founder of Don's 21, on the grand occasion of being honored as "Host of the Year" by Don's 21 Restaurant.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bb-6.
(A.S.)

Resolution recognizing and commending UNICO on its eighth annual Columbus Day Luncheon.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bb-7.
(A.S.)

Resolution recognizing and commending the Newark Pre-School Council, Inc. for their contributions in the area of Fire Safety and Fire Prevention during the commemoration of "National Fire Prevention Month."

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bb-8.
(A.S.)

Resolution recognizing and commending the Leaguers Head Start, Inc., Newark, New Jersey for their contributions in the area of Fire Safety and Fire Prevention Education during the commemoration of "National Fire Prevention Month."

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bc.
(A.S.)** **Resolution by the Municipal Council electing to provide benefits authorized by Chapter 229, Laws of 1991, to its eligible employees, and agrees to pay costs for these benefits as required by law.**
 (Early Retirement Incentive Program)
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Personnel Officer D'Auria, Budget Officer Omolino, Vi Lordi, Evelyn Laccitiello and Jacob Eapen met with the Council October 1, 1991)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bd.
(A.S.)** **Resolution accepting check in amount of \$12,500., from Newark Refrigerated Warehouse, Inc., Avenue C and Vanderpool Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel, as settlement of all disputed water and sewer charges at Avenue C and Vanderpool Street.**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-be.
(A.S.)** **Resolution authorizing Director of Finance to issue check in amount of \$50,000., payable to law firm of C. Robert Sarcone, P.A., 39 Lackawanna Plaza, Bloomfield, New Jersey 07003, and Dante Milano in full payment of Mr. Milano's legal fees; the Appellant Division of Superior Court reinstated Dante Milano to position of Real Estate Director and awarded him reasonable counsel fees.**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to send appropriate notice calling for a special meeting of the Municipal Council for Tuesday, October 8, 1991, at 11:00 A.M. or as soon thereafter as practical; further, directing the City Clerk to invite Corporation Counsel Grant to meet with the Council at its special pre-meeting conference October 8, 1991, was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Not Voting: Council Member Harris.

- 7-R-bf.
(A.S.)** **Resolution authorizing Mayor to enter into Memorandum of Understanding with Division of Local Government Services to accept and utilize the Municipal Revitalization Program State Aid in amount of \$20,000,000.**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bg.
(A.S.)** **Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Jobs Training Partnership Act, FY92, \$915,000.; item available from New Jersey State Department of Labor, Employment and Training Administration.**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bh.
(A.S.)** Resolution declaring the Week of October 5 - 12, 1991 as "Spain Week" throughout the City of Newark.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bi.
(A.S.)** Resolution designating October 1991 as "Newark Emergency Services For Families, Inc. Community Resource and Networking" Month.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bj.
(A.S.)** Resolution ratifying and authorizing Mayor and Director of General Services to secure services of Ray Palmer Associates Inc., 95 King Street, Dover, New Jersey 07801, lowest responsible proposal for emergency repair to pool filtration system on 179 Boyd Street, for total sum of \$200,000. (Hayes Park West Pool)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bk.
(A.S.)** Resolution ratifying and authorizing Business Administrator to enter into contract with Ramirez Enterprise Inc., 705 Broadway, Newark, New Jersey, 07104, lowest responsible bidder, to provide Partition Construction at Various Police Precincts, for period October 1, 1991 to December 31, 1991; at cost not to exceed \$58,480.20.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Carrino, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bl.
(A.S.)** Resolution amending Resolution 7-R-c, June 6, 1990, contract with Martino General Contractors, 191 Delancy Street, Newark, New Jersey 07105; Bluecraft Construction Inc., P.O. Box 3414, East Orange, New Jersey 07019 and Lewis Contracting Corp., 73 Linden Avenue, East Orange, New Jersey, lowest responsible bidders, to Provide Professional Painting Services for City of Newark, for period May 1, 1990 to April 30, 1991, multiple contract awarded shall not exceed \$85,000., by increasing the contract by \$128,598.35, totalling \$213,598.35.

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Not Voting: Council Member Harris.

A motion to reconsider this resolution was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

A motion to defer action on the resolution and directing the City Clerk to send appropriate notice calling for a special meeting of the Municipal Council for Tuesday, October 8, 1991, at 11:00 A.M. or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, New Jersey; further, directing the City Clerk to invite Business Administrator Monteilh, Director of General Services Campana and Acting Manager, Division of Public Buildings Johnson to meet with the Council at its special pre-meeting conference October 8, 1991, was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

October 2, 1991

A motion to remove from the table "Resolution ratifying and authorizing contract with Marilyn Berry Thompson of William H. Burchette and Associates to provide lobbying services in Washington, D.C., for period February 1, 1991 to January 31, 1992, maximum amount of contract is \$81,800., \$19,000. allocated in temporary budget; balance contingent upon appropriation of funds in 1991 budget. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii)), (7-R-a, May 15, 1991), was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bm.
(A.S.)

Resolution ratifying and authorizing contract with Marilyn Berry Thompson of William H. Burchette and Associates to provide lobbying services in Washington, D.C., for period February 1, 1991 to January 31, 1992, maximum amount of contract is \$81,800., \$19,000. allocated in temporary budget; balance contingent upon appropriation of funds in 1991 budget. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii)).

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled May 15, 1991)

(Resolution removed from table October 2, 1991)

A motion to adopt the resolution and directing the City Clerk to invite Marilyn Berry Thompson to meet with the Council at a future special conference was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Not Voting: Council Member Harris.

MOTIONS.

7-M-a.

A MOTION RECOGNIZING AND COMMENDING THE UNITED STATES POSTAL SERVICE UPON HONORING AFRICAN-AMERICAN INVENTOR JAN E. MATZELIGER, WHO RADICALLY CHANGED AMERICAN SHOE MANUFACTURING, AS THE 14TH INDIVIDUAL OF AFRICAN DESCENT TO BE HERALDED IN "THE POSTAL SERVICE'S BLACK HERITAGE STAMP SERIES" was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-b.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARILYN TURNER JEFFERSON OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-c.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. CATHERINE H. RIOS OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-d.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. TOMMIE ANDREWS OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-M-e. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DR. CHANNING COLSTON, NOTED NEWARK DENTIST** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-f. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. THURSTON FOSTER OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-g. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOSE E. RODRIGUEZ OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-h. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GREGORY WORSLEY OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-i. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF REVEREND AUGUSTUS NEHEMIAH JONES, FOUNDER AND PASTOR OF THE TRUE FELLOWSHIP BAPTIST CHURCH** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-j. **A MOTION SUPPORTING AND ENDORSING ASSEMBLY BILL 4502 (ROBERTS) WHICH BECAME LAW, EFFECTIVE SEPTEMBER 25, 1991, REQUIRING STATE AND FEDERALLY CHARTERED BANKING INSTITUTIONS TO FILE REPORTS AND OTHER PERTINENT INFORMATION WITH THE NEW JERSEY STATE BANKING COMMISSION ON LOANS GRANTED FOR HOME PURCHASES AND OTHER PROJECTS COVERED BY THE COMMUNITY REINVESTMENT ACT OF 1977** was made by Council Member Harris, seconded by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-k. **A MOTION CONGRATULATING ROBERT WOODARD, AN EMPLOYEE WITH THE DIVISION OF TAX ABATEMENT AND SPECIAL TAXES, ON THE JOYOUS OCCASION OF HIS WEDDING HELD ON SATURDAY, OCTOBER 5, 1991** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-l. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MILES DAVIS, REOWNED JAZZ TRUMPETER AND LEGENDARY GREAT IN THE MUSIC INDUSTRY** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-m. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. NELL GUTOWSKI RYAN OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

October 2, 1991

- 7-M-n. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES E. DAVIS OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-o. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. MARION F. FAZZARI OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-p. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LUCILLE WILEY OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-q. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. EARL T. JONES OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-r. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. JUANITA PINKNEY OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-s. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LORENZO DICHIAARA OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-t. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOSEPH J. CAMPIONE OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-u. A MOTION REQUESTING THE ADMINISTRATION TO INFORM THE GOVERNING BODY OF ALL PROPOSED DEVELOPMENTS WHICH MAY HAVE A DIRECT IMPACT ON THE ENVIRONMENT (i.e. INCINERATION, CHEMICAL WASTE DISPOSAL, SOLID WASTE DISPOSAL, ETC..) AND FURTHER REQUESTING THE ADMINISTRATION TO MEET WITH THE COUNCIL'S ECONOMIC DEVELOPMENT COMMITTEE PRIOR TO FORWARDING LEGISLATION TO THE COUNCIL FOR CONSIDERATION** was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-v. A MOTION URGING THE DIRECTOR OF ENGINEERING TO MEET WITH REPRESENTATIVES OF THE NEW JERSEY INSTITUTE OF TECHNOLOGY (NJIT) TO DISCUSS THE REMOVAL OF TOXIC WASTE FROM THE IRONBOUND STADIUM** was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-w.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. FRANK J. BOSCIA, FORMER EMPLOYEE WITH THE CITY OF NEWARK was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-x.

A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MRS. SAUNDRA ADDISON-SIMPSON, AIDE TO COUNCILWOMAN MARIE L. VILLANI was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-y.

A MOTION ADVISING ALL WOMAN LIVING IN THE CITY OF NEWARK THAT THE MONTH OF OCTOBER 1991 HAS BEEN DESIGNATED AS "NATIONAL BREAST CANCER MONTH" AND FURTHER ENCOURAGING ALL FEMALES TO PARTICIPATE IN THIS OBSERVANCE BY VISITING THEIR PHYSICIAN OR LOCAL CLINIC FOR BREAST EXAMINATION was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-z.

A MOTION URGING THE ESSEX COUNTY BOARD OF CHOSEN FREEHOLDERS TO SUPPORT THE JOINT, ESSEX COUNTY-NEWARK HOUSING AUTHORITY 'TRANSITIONAL HOUSING' PROGRAM FOR THE CITY'S HOMELESS POPULATION was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-ba.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DOMINICK MICELI, FORMER OFFICIAL WITH THE CITY OF NEWARK was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-bb.

A MOTION REQUESTING THAT A LETTER BE FORWARDED TO DR. STANLEY BERGEN, PRESIDENT OF U.M.D.N.J., INQUIRING AS TO THE NUMBER OF BEDS AVAILABLE FOR IN-PATIENT CARE was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-M-bc-1.

A MOTION REQUESTING THE DEPARTMENT OF GENERAL SERVICES TO PROVIDE AN IMMEDIATE SOLUTION TO THE WATER PROBLEM AT JESSE ALLAN PARK LOCATED ON MUHAMMAD ALI AVENUE, SO THAT THE SCHEDULED PADDLE BALL TOURNAMENT MAY BE HELD ON SUNDAY, OCTOBER 6, 1991 was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-M-bc-2.

A MOTION REQUESTING THE DIRECTOR OF GENERAL SERVICES TO PROVIDE AN IMMEDIATE SOLUTION TO THE LIGHTING PROBLEM AT JESSE ALLEN PARK, LOCATED ON MUHAMMAD ALI AVENUE was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez.

7-M-bd.

A MOTION REQUESTING THE ADMINISTRATION TO RESUME THE MEETINGS WITH THE CITIZENS OF NEWARK REGARDING THE TRANSFER OF ENGINE #7 FROM WEST MARKET STREET TO LAFAYETTE STREET was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Bradley, Carrino.

October 2, 1991

- 7-M-be. **A MOTION COMMENDING MR. CARL BANKS OF THE NEW YORK GIANTS FOR HIS PARTICIPATION IN THE CARL BANKS - PROJECT PRIDE INSTRUCTIONAL CAMP HELD AT UNTERMANN FIELD IN NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent During Roll Call: Council Members Bradley, Carrino.
- 7-M-bf. **A MOTION CONGRATULATING THEIR COLLEAGUE THE HONORABLE DONALD TUCKER, FOR ANOTHER EXTRAORDINARY JOB AS CHAIRMAN OF THE NEW JERSEY BLACK ISSUES CONVENTION** was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bg. **A MOTION REQUESTING THAT DIRECTOR OF ENGINEERING CONDUCT A SURVEY OF ALL PUBLIC SCHOOL BUILDINGS IN THE CITY TO ASCERTAIN IF YELLOW SCHOOL CROSSINGS SIGNS ARE IN PLACE IN CLOSE PROXIMITY OF ALL SAID SCHOOLS** was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bh. **A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING LOOK INTO THE FEASIBILITY OF PLACING MULTI-WAY STOP SIGNS AT THE INTERSECTION OF KERRIGAN BOULEVARD AND VARSITY ROAD** was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The City Clerk presented Communication from Acting Business Administrator Grant, received September 23, 1991, enclosing proposed "Ordinance amending Title 25, Water, Chapter 4, Water Rules and Regulations, Section 22, Discontinuance of Service in Cases of Demolition of Buildings; Cost; Lien, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By establishing a disconnection fee)."
 (\$250. disconnection fee in cases of demolition of buildings)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the October 16, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
 Absent During Roll Call: Council Member Rice.
- 8-b. The City Clerk presented Communication from Acting Business Administrator Grant, received September 23, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Police (Non-Uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Senior Receptionist in the Department of Police).
 (Senior Receptionist (1) 1/1/91 \$17,149.77 - \$20,482.10
 (35 Hours))
 (Creating new title in Police Department which more appropriately describes duties and responsibilities of employee now serving in title of Data Entry Machine Operator. Old title is common title. Salary range will remain the same. Represented by Newark Council #21, Civil Service Association.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

October 2, 1991

A motion directing the City Clerk to place this ordinance on the October 16, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

8-c.

Communication from Acting Business Administrator Grant, received September 23, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey,' (6-S & F-y) adopted November 22, 1966, as amended and supplemented (To create the titles of Supervising School Traffic Guard and School Traffic Guard (Unscheduled hours) in the Department of Police.)"

(Supervising School

Traffic Guard (4) 1/1/91 \$11.00 - \$12.00 - \$13.00
(20 Hours)

(School Traffic Guard (10) 1/1/91 \$5.66
(Unscheduled hours))

(Creating two new titles in Police Department. One which will permit police officers who function as supervisors to be reassigned to law enforcement duties and those with unscheduled hours will function as substitutes for regulars who report in as absent. Represented by S.E.I.U., Local 617.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-p, on page 14 in the minutes of this meeting.)

8-d.

The City Clerk presented Communication from Acting Business Administrator Grant, received September 23, 1991, enclosing proposed "Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street."

(West Ward)

(Kerrigan Boulevard and Ivy Street: Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the October 16, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

8-e.

The City Clerk presented Communication from Acting Business Administrator Grant, received September 23, 1991, enclosing proposed "Ordinance amending Section 23:5-4, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulation on Mulberry Street."

(East Ward)

(Deleting:

Mulberry Street, west side, from Market Street to Franklin Street, from 9:00 a.m. to 4:00 p.m.

Mulberry Street, east side, from Market Street to McCarter Highway, from 9:00 a.m. to 4:00 p.m.

(Adding:

Mulberry Street, west side, from Market Street to Franklin Street, from 9:30 a.m. to 4:00 p.m., Monday through Friday,

Mulberry Street, east side, from Market Street to McCarter Highway, from 9:30 a.m. to 4:00 p.m., Monday through Friday.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

October 2, 1991

A motion directing the City Clerk to place this ordinance on the October 16, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 8-f. The City Clerk presented **Communication from Acting Business Administrator Grant, received September 23, 1991, enclosing proposed "Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Delavan Avenue and North 8th Street."**

(North Ward)

(Delavan Avenue and North 8th Street: Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the October 16, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 8-g. **Proposed "Ordinance to amend and supplement Title I, Business and Occupations; Chapter 19, Wreckers; Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by revising the towing rates and requiring that towers' rates be posted on their licensed premises."**

(A.S.)

(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-q (A.S.), on pages 14 and 15 in the minutes of this meeting.)

- 8-h. **Proposed "Ordinance to amend Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Armed Security Guard Required, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented; to add a definition of armed security guards to increase the number of units effected by the ordinance and to increase the penalty for a violation to \$1,000."**

(A.S.)

(Exempts armed security guard service for buildings with less than 100 units)

(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-r (A.S.), on pages 14 and 15 in the minutes of this meeting.)

- 8-i. **Proposed "Ordinance amending Title 2, Administration, Chapter 15, Council Rules, Section 1, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, (To provide for the City Clerk to refuse receipt of any ordinance for sale of property which does not include the use for which the sale is offered and a reverter clause for non-compliance within the terms set forth in deed)."**

(A.S.)

(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-s (A.S.), on pages 14 and 15 in the minutes of this meeting.)

- 8-j. **Proposed "Ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 11, Procedures of Tax Abatement Agreements, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented (By requiring a disclosure statement as to any relationships with City of Newark employees and/or members, employees of any agency, board or non-profit corporation of the City of Newark."**

(A.S.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-t (A.S.), on pages 14 and 15 in the minutes of this meeting.)

- 8-k. Proposed "Ordinance to amend Title 2, Administration, Chapter 4, Article 2, Contract with City, of Section 15, of the Revised Ordinance of the City of Newark, New Jersey, 1966 as amended and supplemented (By adding a new subparagraph C)."
(A.S.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-u (A.S.), on pages 14 and 16 in the minutes of this meeting.)

- 8-l. Proposed "Ordinance amending Sections 23:5-2, 23:5-4 of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulation on Halsey Street."
(A.S.)
(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-v (A.S.), on pages 14 and 16 in the minutes of this meeting.)

- 8-m. Communication from Business Administrator Monteilh, received October 10, 1991, enclosing proposed "An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To create the title of Project Coordinator, Construction and abolishing the title of Project Coordinator, Department of General Services in the Department of General Services)."
(A.S.)

(Project Coordinator (1) 1/1/91 \$33,932.98 - \$40,880.22
Construction
(35 Hours))

(Creating new title in Department of General Services and abolishing old in accordance with New Jersey Department of Personnel approved title. No salary change. Represented by Newark Council #21, Civil Service Association.)

(For action on this item, see Ordinance 6-F-w (A.S.), on pages 14 and 16 in the minutes of this meeting.)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

None.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from September 10, 1991 to September 23, 1991:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Saint Rocco's Church | 10538 |
| Saint Francis Xavier School Association | 10539 |

SENIOR CITIZEN #s

| | |
|----------------------------------|----|
| Saint Mary Villa Senior Citizens | 62 |
| 801 Sandford Club | 63 |

October 2, 1991

RAFFLE LICENSE:LICENSEELICENSE NUMBER

Saint Francis Xavier Roman Catholic Church

10543

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

This meeting adjourned at 3:17 P.M.

APPROVED:

Robert P. Marasco
City Clerk



Donald Tucker
President

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A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, at 11:05 A.M.

City Clerk Marasco stated in the absence of President Tucker, he would entertain a motion to elect a Temporary President.

A motion to nominate Council Member Donald Bradley as Temporary President was made by Council Member Branch, seconded by Council Member Villani.

Yes: Council Members Bradley, Branch, Grant, Martinez, Villani.

Absent: Council Members Carrino, Harris, Rice, President Tucker.

Temporary President Bradley called the meeting to order and asked for roll call.

Present: Council Members Branch, Grant, Martinez, Villani, Temporary President Bradley, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Carrino, Harris, Rice, President Tucker.

(Council Member Harris arrived 11:23 A.M.)

(Council Member Carrino arrived 11:45 A.M.)

(Council Member Rice arrived 12:35 P.M.)

City Clerk Marasco read letter dated October 3, 1991 from Council President Donald Tucker, calling a special meeting of the Municipal Council for Tuesday, October 8, 1991, at 11:00 A.M., or as soon thereafter as practical, to be held in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, to consider the following legislation:

In the matter of application of Rui M. Freitas, Applicant, and Antonio and Dolinda Batista, owners, under contract to permit in a second industrial district construction of a two-story automobile body and fender spray painting shop and with entrance conducive to a back-out maneuver; and subject to site plan approval, on premises 87-91 Lafayette Street and 15-21 Columbia Street. (Item 4-A-1 deferred October 2, 1991)

Resolution amending Resolution 7-R-c, June 6, 1990, contract with Bluecraft Construction, Inc., Martino General Contracting and Lewis Contracting Corp. for Professional Painting Services, by increasing amount of contract from \$85,000. to \$213,598.35. (Resolution 7-R-b1 (A.S.) deferred October 2, 1991)

Resolution authorizing Director of Finance to issue check in amount of \$50,000. payable to law firm of C. Robert Sarcone, P.A. (39 Lackawanna Plaza, Bloomfield, NJ 07003 and D'Ante Milano in full payment of Mr. Sarcone's legal fees.... (Resolution 7-R-be (A.S.) deferred October 2, 1991)

Resolution authorizing permit for fireworks display for St. Lucy's Church.

October 8, 1991

City Clerk Marasco further read letter dated October 4, 1991, from His Hon. Mayor Sharpe James, requesting the following be added to the call of the special meeting for Tuesday, October 8, 1991, at 11:00 A.M., or as soon thereafter as practical to consider the following legislation:

An ordinance approving sale of certain lots, tracts or parcels of land situated and lying and being in the townships of Knowlton, Blairstown, Hardwick and Frelinghuysen, in the County of Warren and the Townships of Stillwater, Fredon, Hampton, Lafayette and Sparta in the County of Sussex, State of New Jersey commonly referred to as the New York Susquehanna Western Railroad Right of Way, pursuant to the provisions of N.J.S.A. 40A:12-12(b)(1)

Resolution authorizing the execution of a stipulation of settlement on property owned by the City of Newark in the Township of Hampton.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notices of this meeting were similarly disseminated on October 3, 1991 and October 4, 1991 at the time of their receipt. All persons who prepaid for advance notice of meetings also received copies of the notices as required by law."

(Council Member Harris arrived 11:23 A.M.)

At a later time in the meeting, after Resolution 7-R-d (S), a motion to consider Item 4-A (S) was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by Temporary President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, Temporary President Bradley.

Absent: Council Member Rice, President Tucker.

(Council Member Rice arrived 12:35 P.M.)

BOARD OF ADJUSTMENT APPEAL.

4-A-1. The City Clerk read In the matter of application of Rui M. Freitas, Applicant, and Antonio and Dolinda Batista, owners, under contract to permit in a second industrial district construction of a two-story automobile body and fender spray painting shop and with entrance conducive to a back-out maneuver; and subject to site plan approval, on premises 87-91 Lafayette Street and 15-21 Columbia Street.

A motion to affirm the decision of the Board of Adjustment upon certain conditions was made by Council Member Harris, seconded by Council Member Martinez and failed of adoption by the following votes:

Yes: Council Members Branch, Harris, Martinez.

No: Council Member Rice:

Not Voting: Council Members Carrino, Grant, Villani, Temporary President Bradley.

Absent: President Tucker.

A motion to remand the application to the Board of Adjustment was made by Council Member Martinez, seconded by Council Member Rice and declared adopted by Temporary President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, Temporary President Bradley.

Absent: President Tucker.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

Temporary President Bradley called for ordinances on first reading.

(Council Member Carrino arrived 11:45 A.M.)

- 6-F-a. (S) The City Clerk read An ordinance approving sale of certain lots, tracts or parcels of land situated and lying and being in the townships of Knowlton, Blairstown, Hardwick and Frelinghuysen, in the County of Warren and the Townships of Stillwater, Fredon, Hampton, Lafayette and Sparta in the County of Sussex, State of New Jersey commonly referred to as the New York Susquehanna Western Railroad Right of Way, pursuant to the provisions of N.J.S.A. 40A:13-12(b)(1).
(Corporation Counsel Grant, Director of Engineering Zach and Assistant Commissioner, Department of Environment Protection Hall met with the Council October 8, 1991)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Harris and declared adopted by Temporary President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Villani, Temporary President Bradley.

Absent During Roll Call: Council Member Martinez.

Absent: Council Member Rice, President Tucker.

Temporary President Bradley: The yeases are six, the noes are none, one absent during roll call and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 6, 1991.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. (S) Resolution amending Resolution 7-R-c, June 6, 1990, contract with Martino General Contractors, 192 Delancy Street, Newark, New Jersey 07109; Bluecraft Construction, Inc., P.O. Box 3414, East Orange, New Jersey 07019 and Lewis Contracting Corp., 73 Linden Avenue, East Orange, New Jersey, lowest responsible bidders, to Provide Professional Painting Services for City of Newark, for period May 1, 1990 to April 30, 1991, multiple contract awarded shall not exceed \$85,000., by increasing the contract by \$128,598.35, totalling \$213,598.35.

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Branch and failed of adoption by the following votes:

Yes: Council Members Branch, Martinez, Villani, Temporary President Bradley.

Not Voting: Council Member Grant.

Absent During Roll Call: Council Members Carrino, Harris.

Absent: Council Member Rice, President Tucker.

At a later time in the meeting, after Resolution 7-R-d (S), a motion to reconsider this resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by Temporary President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, Temporary President Bradley.

Absent: Council Member Rice, President Tucker.

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A motion to adopt the resolution was made by Council Member Grant, seconded by Temporary President Bradley and declared adopted by Temporary President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, Temporary President Bradley.

Absent During Roll Call: Council Member Martinez.

Absent: Council Member Rice, President Tucker.

- 7-R-b. (S) Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to tax appeal for Block 1906, Lot 2, Hampton Township, seeking reduction in Sussex County Board of Taxation judgment, in amount of \$120,000.**

A motion to adopt the resolution was made by Temporary President Bradley, seconded by Council Member Carrino and declared adopted by Temporary President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Villani, Temporary President Bradley.

Absent During Roll Call: Council Member Martinez.

Absent: Council Member Rice, President Tucker.

- 7-R-c. (S) Resolution authorizing Director of Finance to issue check in amount of \$50,000., payable to law firm of C. Robert Sarcone, P.A., 39 Lackawanna Plaza, Bloomfield, New Jersey 07003, and Dante Milano in full payment of Mr. Milano's legal fees; the Appellant Division of Superior Court reinstated Dante Milano to position of Real Estate Director and awarded him reasonable counsel fees.**

A motion to adopt the resolution was made by Temporary President Bradley, seconded by Council Member Villani and declared adopted by Temporary President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Villani, Temporary President Bradley.

Not Voting: Council Member Harris.

Absent During Roll Call: Council Member Martinez.

Absent: Council Member Rice, President Tucker.

- 7-R-d. (S) Resolution granting fireworks display permit to St. Gerard Society Celebration Committee, St. Lucy's Church of the City of Newark, for fireworks display on October 12, 13, 14 and 16, 1991, through route of procession, subject to the condition listed in this resolution.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by Council Member Villani and declared adopted by Temporary President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Villani, Temporary President Bradley.

Absent: Council Member Rice, President Tucker.

October 8, 1991

ADJOURNMENT.

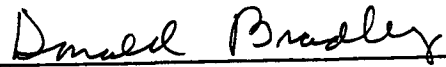
- 12-a. A motion to adjourn the meeting was made by the Council of the
Whole and adopted by the following votes:
Yes: Council Members Brnch, Carrino, Grant, Harris, Martinez, Rice,
Villani, Temporary President bradley.
Absent: President Tucker.

This meeting adjourned at 1:31 P. M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

Prior to the scheduled meeting various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in Municipal Court, Part V, 31 Green Street, Third Floor, Newark, New Jersey, at 8:10 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Bishop Curtis Gilmore, St. John's United Freewill Baptist Church.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel David Schwartz, Public Relations Consultants Delores Wheat, Lois Redisch and Harold Edwards and Lieutenant James Reid and Lieutenant Edwin Lucas, Sergeants-at-Arms.

Absent: Council Member Rice.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council."

In addition, the agenda of this meeting was disseminated on October 10, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented **Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for months of May, June and July, 1991.**

A motion to approve "Report of Contracts Awarded", recommended by Purchasing Agent and approved by Business Administrator for the months of May, 1991, June, 1991 and July, 1991, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council - Pestex Pest Control - \$65,000. - Exterminating Services; X Ray Diagnostic - \$30,000. - Radilogical Services; RMS Technologies - \$6,297,726. - F.M.O. Operations; and the adoption of Resolution 7-R-b - Three's Co. Painting; Hudson of New Jersey; Martini General Contracting; Bluecraft Construction Inc.; and Lewis Contracting Company - \$500,000 - Professional Painting Services; in the minutes of this meeting, was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 4-b. The City Clerk presented **1990 Annual Report of Department of Health and Human Services.**

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

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- 4-c. The City Clerk presented Report of Contract Awarded, recommended by Purchasing Agent and approved by Business Administrator, for month of August 1991.

A motion to approve "Report of Contracts Awarded", recommended by Purchasing Agent and approved by Business Administrator for the month of August, 1991, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council - W.O.R.I. - \$21,000. - Janitorial Services Fire-Department; Mr. Stream Machine - \$300,000. - Removal of Graffiti and restoration of marble; and the adoption of Resolution 7-R-c - BFI-\$12,000. - Transportation and Disposal of medical waste in the minutes of this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Tucker called for ordinances on first reading.

- 6-F-a. The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Jefferson Street and Elm Street. (East Ward)
(Jefferson Street and Elm Street: Stop signs shall be installed on all approaches)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 6-F-b. The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Ellery Avenue and Sandford Place. (West Ward)
(Ellery Avenue and Sandford Place: Stop signs shall be installed on all approaches)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 6-F-c. The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Chestnut Street and Adams Street. (East Ward)
(Chestnut Street and Adams Street: Stop signs shall be installed on all approaches)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 6-F-d. The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Chestnut Street as a Through Street. (East Ward)
(Chestnut Street:
Between Broad Street and Mulberry Street
Between McCarter Highway and Adams Street
Between Adams Street and Denbigh Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 6-F-e. The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Jefferson Street as a Through Street. (East Ward)
(Jefferson Street:
Between Elm Street and East Kinney Street
Between East Kinney Street and Chestnut Street
Between Chestnut Street and South Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 6-F-f. The City Clerk read An ordinance amending Section 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended, by changing parking prohibited at all times on Clinton and Halsey Streets to parking prohibited between the hours of 7 A.M. to 6 P.M. on Clinton and Halsey Streets. (East Ward)
(Deleting: Clinton Street, north side, from Broad to Lawrence Street.

Adding:

No parking at any time between the hours of 7 A.M. and 6 P.M.

Clinton Street, north side, from Broad Street to Mulberry Street;

Halsey Street, between Washington Place and Branford Place, east and west sides).

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

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6-F-g.

The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on South 10th Street. (South Ward)

(Deleting:
South 10th Street - east side
from Woodland Avenue to Springfield Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

6-F-h.

The City Clerk read An ordinance approving sale of certain lots, tracts or parcels of land situate and lying and being in the Townships of Knowlton, Blairstown, Hardwick and Frelinghuysen, in the County of Warren and the Townships of Stillwater, Fredon, Hampton, Lafayette and Sparta in the County of Sussex, State of New Jersey commonly referred to as the New York Susquehanna Western Railroad Right of Way pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).

(State of New Jersey Department of Environmental Protection \$700,000.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Engineering Director Zach met with Council October 1, 1991)
(Corporation Counsel Grant, Engineering Director Zach and Assistant Commissioner Hall, Department of Environmental Protection met with the Council October 15, 1991)

(This ordinance was adopted on first reading at a special meeting held October 8, 1991)

The ordinance will be considered on Public Hearing, Second Reading and Final Passage on November 6, 1991.

6-F-i.

The City Clerk read An ordinance amending Title 17, Offenses Miscellaneous, establishing rules and regulations for the safety and conduct of persons using Newark parks and recreational facilities, by requiring Municipal Council approval prior to the issuance of a permit.

(Copy of ordinance submitted to each Member of the Council)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 6-F-j.** The City Clerk read An ordinance amending Title 2, Administration, Chapter 15, Council Rules, Section 1, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, (To provide for the City Clerk authorization to accept the proposed legislation and not place same on the Municipal Council agenda until such information is forwarded by the City Administrator).
(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 6, 1991.

- 6-F-k.** The City Clerk read An ordinance amending Title 25, Water, Chapter 4, Water Rules and Regulations, Section 22, Discontinuance of Service in Cases of Demolition of Buildings; Cost; Lien, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By establishing a disconnection fee).
(\$250. disconnection fee in cases of demolition of buildings)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 6, 1991.

- 6-F-l.** The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Senior Receptionist in the Department of Police).
(Senior Receptionist (1) 1/1/91 \$17,149.77 - \$20,482.10
(35 Hours))
(Creating new title in Police Department which more appropriately describes duties and responsibilities of employee now serving in title of Data Entry Machine Operator. Old title is common title. Salary range will remain the same. Represented by Newark Council #21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Villani, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 6, 1991.

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- 6-F-m.** The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street. (West Ward)
 (Kerrigan Boulevard and Ivy Street: Stop signs shall be installed on all approaches)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 6-F-n.** The City Clerk read An ordinance amending Section 23:5-4, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulation on Mulberry Street. (East Ward)

(Deleting:

Mulberry Street, west side, from Market Street to Franklin Street, from 9:00 a.m. to 4:00 p.m.

Mulberry Street, east side, from Market Street to McCarter Highway, from 9:00 a.m. to 4:00 p.m.

(Adding:

Mulberry Street, west side, from Market Street to Franklin Street, from 9:30 a.m. to 4:00 p.m., Monday through Friday,

Mulberry Street, east side, from Market Street to McCarter Highway, from 9:30 a.m. to 4:00 p.m., Monday through Friday.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 6, 1991.

- 6-F-o.** The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Delavan Avenue and North 8th Street. (North Ward)
 (Delavan Avenue and North 8th Street: Stop signs shall be installed on all approaches)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

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At this time a motion to consider Item 8-a on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

6-F-p.

The City Clerk read An ordinance amending Title 16, Chapter 9, Site Plan Review, Section 37, Off-Street Parking and Loading Area, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, (To establish additional off-street parking regulations).

(This ordinance recognizes only those parking spaces in residential developments with direct access to the street as being credited towards total number of off-street parking spaces required under Title 27-Zoning)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 6, 1991.

At this time a motion to consider Item 8-f on Ordinances on First Reading was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

6-F-q.

The City Clerk read An ordinance ratifying and authorizing the execution of a Lease Agreement between the Redeemer Lutheran Church, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the sum of \$12,132.00 per year for a period of twelve (12) months. (North Ward)

(May 1, 1991 to April 30, 1992 - North Newark Senior Citizen Center)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 6, 1991.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by designating River Street as a one-way Street.

October 16, 1991

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

River Street

Westbound, from Raymond Boulevard to McCarter Highway

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

STATEMENT: This ordinance rescinds the one-way designation on River Street, allowing vehicles to travel in both directions.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 27, Zoning: Chapter 1, Citation and Construction of Title; Definitions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to further amend the definition of "Public Garage."

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1: Title 27, Zoning; Chapter 1, Citation and Construction of Title; definitions of the revised ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented be and the same is hereby amended and supplemented to read as follows:

27:1-1 Short Title; Construction of Title; Definitions

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October 16, 1991

Public garage means any building or premises used for the storage or parking of one or more noncommercial, self-propelled vehicles or motorcycles, including storage for repair, demonstration, sale, rental, spot painting or adjustment of equipment. Repairs shall not include body and fender work and paint spraying. A salesroom conducted exclusively for the exhibition of not more than 10 vehicles as defined above shall not be classed as a public garage.

It shall be presumed that when the operators of non-commercial vehicles are using a building or premises as a public garage, they are doing so with the consent of the owner of the premises, unless the owners of such property shall:

- (1) post signs informing the public that vehicles using their property for parking or storage shall be towed at the operator's own expense; and provided
- (2) that the owners authorize a towing company to tow any vehicle(s) parked on their property without the owners consent or take other reasonable precautions to insure that vehicles using their property for storage or parking are removed.

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SECTION 2: Any ordinance or part thereof inconsistent with the provisions herein be and are hereby repealed.

SECTION 3: This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This amendment to the definition of public garage will exclude from the definition those owners of property who post their property to prevent illegal parking and who take other measures to insure that their property is not used illegally.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Branch and failed of adoption by the following votes:

Yes: Council Members Bradley, Branch, Harris, President Tucker.

No: Council Member Grant.

Not Voting: Council Members Carrino, Martinez, Villani.

Absent: Council Member Rice.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of premises commonly known as 13 Broad Street (Tax Block 573, Lot 7), Newark, New Jersey (North Ward) to the Newark Housing Authority, pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the premises commonly known as 13 Broad Street (Block 573, Lot 7) on the Official Tax Map and Tax Duplicate (year 1991) of the City of Newark, New Jersey is not needed for public purposes by the City of Newark.

2. That the premises commonly known as 13 Broad Street (Block 573, Lot 7) be sold to the Newark Housing Authority of the City of Newark, New Jersey, a body corporate and politic, by private sale for the amount of \$1.00, pursuant to the provisions of N.J.S.A. 40A:12-13 (b) (1).

3. That the Director of the Department of Development be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and acknowledged by the City Clerk.

4. That construction of the proposed development shall commence within one year or title shall revert to the City of Newark.

5. That a copy of the executed deed shall be placed on file in the Office of the City Clerk and in the Law Department.

6. This ordinance shall take effect upon publication and passage according to law.

STATEMENT

Passage of this ordinance will permit the City of Newark to sell property to the Newark Housing Authority.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the amendment of a lease between the City of Newark and the Board of Education for premises located at 256-262 Lyons Avenue a/k/a Block 3715, Lots 9 and 10.

WHEREAS, the Municipal Council of the City of Newark by virtue of Ordinance 6S&FH dated January 3, 1990 (attached hereto as Exhibit A), authorized the execution of a lease between the City of Newark (attached hereto as Exhibit B) and the Newark Board of Education for approximately 11,500 square feet of paved parking of the premises commonly known as 256-262 Lyons Avenue, a/k/a Block 3715, Lots 9 and 10 (South Ward) for the sum of One Hundred (\$100.00) Dollars per year for a period of five (5) years pursuant to N.J.S.A. 40A 12-14 (B).

WHEREAS, the Newark Board of Education has requested an Amendment to the Lease (attached hereto as Exhibit C), that the Board of Education will provide physical services for the care and maintenance of the premises in lieu of the payment of rent.

WHEREAS, the Department of Development has reviewed this matter and finds it appropriate and an acceptable method of payment.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

The lease between the City of Newark and the Newark Board of Education is hereby amended to permit the Board of Education to provide physical services for the care and maintenance of the premises in lieu of the payment of rent for the leased property located at 256-262 Lyons Avenue, a/k/a Block 3712, Lots 9 and 10 in lieu of payment of One Hundred (\$100.00) Dollars per year for five (5) years.

STATEMENT

Passage of this ordinance will permit the City of Newark to amend a lease with the Newark Board of Education.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member villani, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance adopting the cost of the towing contract administration to the City of Newark by the Municipal Council as required by the rules and regulations of the Department of Community Affairs.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK THAT:

1. The annual cost to the City of the administration of the towing contract for all four districts based on 1991 figures, is approximately \$1,252,000.00.

2. A copy of this Ordinance, upon final passage, shall be forwarded to the Department of Community Affairs, Trenton, New Jersey, by the City Clerk.

3. This Ordinance shall become effective upon final publication according to Law.

STATEMENT

This ordinance establishes the cost to the City for the Towing Contract in 1991, as required by the Department of Community Affairs Rules and Regulations.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Council Member Harris requested the City Clerk to set up a future meeting of the Council Committee on Towing.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance of the City of Newark, in the County of Essex, of the State of New Jersey, authorizing the granting of a ground lease in certain property of the City of Newark to the Essex County Improvement Authority, and further authorizing the leasing from the Essex County Improvement Authority of certain lands for the use of the City, and determining all of said details relating thereto.

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WHEREAS, the City Council ("Council") of the City of Newark, County of Essex, State of New Jersey ("the City") has determined that it is in the best interest of the City to transfer, and lease to the Essex County Improvement Authority ("ECIA") certain lands and improvements belonging to the City in accordance with the terms of a ground lease in consideration of certain financial assistance to be provided by ECIA to the City, through the issuance of Bonds by ECIA; and

WHEREAS, the terms of said Ground Lease between the City and the ECIA shall be in accordance with this Ordinance, and such further ordinance and/or resolutions as the Council may adopt; and

WHEREAS, the City has determined for purposes of a lease financing transaction between the City and the ECIA, that it is in the best interest of the City to lease back from the ECIA said land and improvements; and

WHEREAS, the Council has determined that this is the most appropriate and cost efficient way for the City to obtain financing to provide for the acquisition of, clearance of and improvements to various tracts of land in the City to provide for low and moderate income housing, industrial and related public improvements; and

WHEREAS, in consideration of the above described lease, ECIA has agreed to enter into said transaction, and to issue its lease revenue-backed bonds for the purposes of this transaction; and

WHEREAS, the Local Finance Board reviewed the application of the ECIA regarding this transaction and approved same on August 20, 1991; and

WHEREAS, the Council finds such transactions to be in the public interest of the residents of the City of Newark

October 16, 1991

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWARK, COUNTY OF ESSEX, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. Pursuant to the County Improvement Authorities law, and particularly N.J.S.A. 40:37A-77, the City of Newark hereby determines to convey to the ECIA, the following land and improvements thereon, if any, pursuant to a ground lease, the form of which is attached hereto as Exhibit A:

| <u>DESCRIPTION</u> | <u>SIZE OF PARCEL SQUARE FEET AREA</u> |
|--|--|
| Jones Street from Springfield Avenue to South Orange Avenue | 1,130X84=94,920(V) |
| Beacon Street from Springfield Avenue to South Orange Avenue | 960X50=48,000 |
| Rankin Street from Springfield Avenue to South Orange Avenue | 835X50=41,750 |
| Prince Street from Springfield Avenue to South Orange Avenue | 748X60=44,880 |
| Broome Street from Springfield Avenue to South Orange Avenue | 604X60=36,240 |
| Springfield Avenue from Jones Street to Broome Street | 1,105X70=77,350 |
| South Orange Avenue from Jones to Broome Street | 1,028X65=66,820 |
| School Street from Wilsey Street to Wickliffe Street | 600X50=30,000 |
| West Market Street from Norfolk Street to Wickliffe Street | 940X80=75,200 |
| Warren Street from Norfolk Street to Wickliffe Street | 885X55=48,675 |
| Norfolk Street from West Market Street to Warren Street | 835X=60=50,100 |
| Academy Street from Norfolk Street to Wickliffe Street | 915X60=54,900 |
| Newark Street from West Market Street to Warren Street | 835X60=50,100 |
| Wilsey Street from West Market Street to Warren Street | 840X50=42,000 |
| Wickliffe Street from West Market Street to Warren Street | 826X40=33,040 |
| Winans Avenue from Bergen Street to Eighteenth Avenue | 1,360X60=81,600 |
| Bergen Street from Winans Avenue to Eighteenth Avenue | 755X60=45,300 |
| Muhammad Ali Avenue from Bergen Street to Eighteenth Avenue | 1,350X60=81,000 |
| Kipp Street from Winans Avenue to Muhammad Ali Avenue | 270X50=13,500 |
| Springfield Avenue from Fairmount Avenue to Bergen Street | 630X85=53,550 |
| Fairmount Avenue from Springfield Avenue to 16th Avenue | 627X70=43,890 |
| Camden Street from Springfield Avenue to 16th Avenue | 464X60=27,840 |
| Bergen Street from Springfield Avenue to 16th Avenue | 304X60=18,240 |
| 16th Avenue from Fairmount Avenue to Bergen Street | 535X66=35,310 |
| 15th Avenue from Fairmount Avenue to Littleton Avenue | 280X60=18,400 |
| 13th Avenue from Richmond Street to Wickliffe Street | 665X60=36,300 |
| West Market Street from Richmond Street to Wickliffe Street | 665X80=53,200 |
| Richmond Street from 13th Avenue to West Market Street | 631X60=37,860 |
| Boston Street from 13th Avenue to West Market Street | 624X60=37,440 |
| Wickliffe Street from 13th Avenue to West Market Street | 617X50=30,850 |
| Hampden Street from Boston Street to Wickliffe Street | 360X50=18,000 |
| Bergen Street from Hawthorne Avenue to Clinton Avenue | 2,490X70=174,300 |
| Hunterdon Street from Hawthorne Avenue to Clinton Avenue | 2,530X70=177,100 |
| Peshine Avenue from Hawthorne Avenue to Clinton Avenue | 2,550X70=178,500 |
| Jelliff Avenue from Hawthorne Avenue to Clinton Avenue | 2,670X70=186,900 |
| Badger Avenue from Hawthorne Avenue to Clinton Avenue | 2,525X70=176,750 |
| Ridewood Avenue from Hawthorne Avenue to Clinton Avenue | 2,900X40=16,000 |
| Irving Turner Blvd from Hawthorne Avenue to Clinton Avenue | 2,680X80=214,400 |

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| | |
|---|---------------------|
| Hillside Avenue from Hawthorne Avenue to Clinton Avenue | 3,735x80=298,800 |
| Hawthorne Avenue from Bergen Street to Hillside Avenue | 2,150x66=141,900(V) |
| West Runyon Street from Bergen Street to Hillside Avenue | 2,100x70=147,000 |
| West Begelow Street from Bergen Street to Hillside Avenue | 2,150x70=150,500 |
| West Alpine Street from Bergen Street to Hillside Avenue | 1,150x70=80,500 |
| Clinton Avenue from Bergen Street to Hillside Avenue | 3,860x66=254,760(V) |

Section 2. Said ground lease shall be for a term of years to be agreed upon between the City and the ECIA, and as set forth in this Ordinance, the attached Ground Lease, or subsequent resolutions of the City of Newark, which shall not exceed thirty (30) years from the date of issue of the ECIA's lease revenue-backed bonds.

Section 3. Pursuant to and in accordance with the terms of the County Improvement Authorities Law, and specifically N.J.S.A. 40:37A-78, and N.J.S.A. 40A:12-1 et seq. (the "Local Lands and Buildings Law"), the City is hereby authorized to and directed, through its appropriate officers, to enter into a lease agreement with the ECIA, whereby the City shall lease from the ECIA, certain lands and improvements thereon, if any, as described in this Section 3, upon terms and conditions as set forth in a lease to be agreed upon between the City and ECIA. A form of said lease is attached hereto as Exhibit B. The lease shall contain a pledge by the City of its general obligation taxing power, in support of the payments to be made thereunder for the term of the lease. The

DESCRIPTION

SIZE OF PARCEL
SQUARE FEET AREA

| | |
|--|--------------------|
| Jones Street from Springfield Avenue to South Orange Avenue | 1,130X84=94,920(V) |
| Beacon Street from Springfield Avenue to South Orange Avenue | 960X50=48,000 |
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| Broome Street from Springfield Avenue to South Orange Avenue | 604x60=36,240 |
| Springfield Avenue from Jones Street to Broome Street | 1,105x70=77,350 |
| South Orange Avenue from Jones to Broome Street | 1,028x65=66,820 |
| School Street from Wilsey Street to Wickliffe Street | 600x50=30,000 |
| West Market Street from Norfolk Street to Wickliffe Street | 940x80=75,200 |
| Warren Street from Norfolk Street to Wickliffe Street | 885x55=48,675 |
| Norfolk Street from West Market Street to Warren Street | 835x60=50,100 |
| Academy Street from Norfolk Street to Wickliffe Street | 915x60=54,900 |
| Newark Street from West Market Street to Warren Street | 835x60=50,100 |
| Wilsey Street from West Market Street to Warren Street | 840x50=42,000 |

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| | |
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| Wickliffe Street from West Market Street to Warren Street | 826x40=33,040 |
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| West Market Street from Richmond Street to Wickliffe Street | 665x80=53,200 |
| Richmond Street from 13th Avenue to West Market Street | 631x60=37,860 |
| Boston Street from 13th Avenue to West Market Street | 624x60=37,440 |
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| Hampden Street from Boston Street to Wickliffe Street | 360x50=18,000 |
| Bergen Street from Hawthorne Avenue to Clinton Avenue | 2,490x70=174,300 |
| Hunterdon Street from Hawthorne Avenue to Clinton Avenue | 2,530x70=177,100 |
| Peshine Avenue from Hawthorne Avenue to Clinton Avenue | 2,550x70=178,500 |
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| Badger Avenue from Hawthorne Avenue to Clinton Avenue | 2,525x70=176,750 |
| Ridewood Avenue from Hawthorne Avenue to Clinton Avenue | 2,900x40=16,000 |
| Irving Turner Blvd from Hawthorne Avenue to Clinton Avenue | 2,680x80=214,400 |
| Hillside Avenue from Hawthorne Avenue to Clinton Avenue | 3,735x80=298,800 |
| Hawthorne Avenue from Bergen Street to Hillside Avenue | 2,150x66=141,900(V) |
| West Runyon Street from Bergen Street to Hillside Avenue | 2,100x70=147,000 |
| West Begelow Street from Bergen Street to Hillside Avenue | 2,150x70=150,500 |
| West Alpine Street from Bergen Street to Hillside Avenue | 1,150x70=80,500 |
| Clinton Avenue from Bergen Street to Hillside Avenue | 3,860x66=254,760(V) |

Section 4. An application and certified copy of this Ordinance as passed on first reading shall be filed with the Local Finance Board (the "Board") pursuant to prior resolutions of the Local Finance Board. Upon satisfactory investigation by the Board, the Board may, by resolution, determine that the City is entitled to enter into said financing agreement, and place its endorsement hereon.

Section 5. The City hereby covenants to take any action necessary or refrain from taking any action necessary in order to preserve the tax exempt status of any debt obligations issued by the ECIA relating to transactions authorized herein, as required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to use, expenditure, investment, reporting, reimbursement, and the rebate of investment earnings, as may be required.

Section 6. To the extent that a previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 7. This Ordinance shall take effect in accordance with law after final adoption.

STATEMENT

Ordinance authorizing granting of ground lease in certain property of the City of Newark to the Essex County Improvement Authority to provide financing for low and moderate income housing, industrial and related public improvements.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey,' (6-S & F-y) adopted November 22, 1966, as amended and supplemented (To create the titles of Supervising School Traffic Guard and School Traffic Guard (Unscheduled hours) in the Department of Police.)

(Creating two new titles in Police Department. One which will permit police officers who function as supervisors to be reassigned to law enforcement duties and those with unscheduled hours will function as substitutes for regulars who report in as absent. Represented by S.E.I.U., Local 617.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey" (6S&FY) adopted November 22, 1966 as amended and supplemented be further amended to create the following titles:

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POSITIONS

Supervising School Traffic Guard
3937 (20 Hrs.) (4) 1/1/91 \$11.00 - \$12.00 - \$13.00 p/h

School Traffic Guard (Unscheduled hours)
3125 (10) 1/1/91 5.66 p/h

SECTION 2. All prior ordinance or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

The Supervising School Traffic Guard position will permit Police Officers, who now function as supervisors over School Traffic Guards, to be reassigned to law enforcement duties. School Traffic Guards in the unscheduled hours position will function as substitutes for regular School Traffic Guards who report in as absent.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeases are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Business and Occupations; Chapter 19, Wreckers; Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the towing rates and requiring that towers' rates be posted on their licensed premises.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8, Businesses and Occupations; Chapter 19, Wreckers; Section 6, Service rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended and supplemented to read in its entirety as follows:

8:19-6. Service Rates

(a) This ordinance shall not supercede State Regulations on the towing of stolen or accident damaged private passenger automobiles as established by the Commissioner of Insurance pursuant to N.J.S.A. 17-33B-47 and N.J.S.A. 17:33B-48.

(b) The charges for services rendered by a licensee wholly within the City of Newark shall not exceed the following rates:

I. Towing

Automobiles, and motorcycles or motor scooters

.....\$ 65.00

All Others.....\$ 125.00

II. Storage

Automobiles and motorcycles and motor scooters

.....\$ 10.00 per day
for the first
thirty (30) days;
\$15.00 per day
thereafter.

All other vehicles \$ 25.00 per day for
the first thirty
(30) days; \$40.00 per
day thereafter.

III. Mileage

No mileage fee may be imposed on any tow which is regulated by this ordinance.

IV. Winching Service

Light Wreckers.....\$ 75.00 per hour per unit
Heavy Wreckers.....\$ 225.00 per hour per unit
Additional Workman Labor.....\$ 75.00 per hour

V. Transmission Service

.....\$ 25.00

(f) In cases where a licensee must hire laborers or rent other equipment, all reasonable charges therefore, may be passed along to the owner of the vehicle.

(g) For services to or from a point outside the City of Newark, the charges shall be determined by mutual agreement of the licensee and customer.

(h) The driver or operator of a wrecker shall give the customer a receipt for the amount paid and itemize each charge thereon.

(i) The maximum rates established by this section shall be printed on a card approved by the Director, and affixed to the interior of each wrecker in a permanent and conspicuous position.

(j) The service rates shall be reviewed bi-annually by the Director and the Business Administrator to ensure that the licensee obtains a just and reasonable return on their investments.

(g) Each licensee under this chapter shall maintain in good condition at all times, at each entrance to such tow lot, a sign, to apprise persons of the:

1. Name of licensee;
2. Address of premises;
3. Opening and closing hours; and
4. Rates charged for towing and storage.

October 16, 1991

Signs giving all the above information shall be erected only at points of ingress on private property. If point of ingress is more than 50 feet wide, the signs must be so positioned as to be no more than 50 feet from the point of ingress.

The signs shall be of sheet metal or other suitable material and shall be displayed at a height of not less than 4 feet (bottom edge) and not more than 12 feet (top edge) above the street level. No sign shall be less than 20 nor more than 50 square feet.

Signs shall be erected so as to be visible to a motorist before he leaves the thoroughfare and before he enters the tow lot.

Signs shall be composed of a solid background and the letters, numerals, or symbols shall all be of the same contrasting color. The upper-case (capital) to be 2 inches high; all letters "san serif". Letters and numerals shall be proportionately spaced and shall neither be contracted nor expanded so as to inhibit

readability. Each classification and the applicable rate or rates thereunder shall be listed on a separate line not to exceed 40 inches in width. Said lines shall be spaced 1-1/2 inches apart, as measured between the upper-case (capital) letters.

Section 2. This Ordinance shall apply to any and all licenses towers that operate within the City of Newark.

Section 3. All Ordinance(s) or parts thereof inconsistent herewith are hereby repealed.

Section 4. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 5. If any part of this ordinance is found to be illegal, unconstitutional or contrary to law, the balance of this ordinance shall remain in full force and effect.

Section 6. A copy of this ordinance shall be forwarded by the City Clerk to the Department of Insurance in Trenton.

STATEMENT

The Ordinance revises the City's towing rates and requires towing companies to post their rates on their licensed premises.

*additions indicated by underscore

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Armed Security Guard Required, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented; to add a definition of armed security guards, to increase the number of units effected by the ordinance and to increase the penalty for a violation to \$1,000.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Armed Security Guard Required, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby further amended and supplemented to read in its entirety as follows:

15:13-1. Armed Security Guard Required

Except as is otherwise herein provided all public and private housing buildings in the City of Newark, New Jersey, which contain over 100 housing units shall be required to have present on the premises an armed security guard for eight hours of every twenty-four hours, as well as an unarmed security guard for the remaining 16 hours, during each day of a year. Housing units which are situated on the grounds of hospitals, regularly patrolled by a security force, and wherein such grounds are revisited by a security patrol at least once per hour, shall be exempt from the requirement of maintaining an armed security guard on the premises. The provisions of this section shall not apply to any dwelling unit which is a condominium development or any rental or condominium building with units each having an individual exterior entrance.

15:13-2. Definitions

A housing unit, for the purposes of this chapter, shall be any building whose function is to provide housing for over 100 families.

An armed security guard shall be a guard armed with a handgun who is licensed or otherwise allowed by law to carry such a weapon while performing the duties of a security guard.

15:13-3. Penalty

Violations of this ordinance [chapter] by any person or corporation shall be punishable by a fine of at least \$100.00 but not exceeding \$1,000.00 or by imprisonment for a term not exceeding 90 days, or by a period of community service not to exceed 90 days. Each day's violation of this ordinance [chapter] shall constitute a separate offense.

Section 2. Any existing ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

October 16, 1991

STATEMENT

This ordinance exempts armed security guard service for buildings with less than 100 units, it also adds a definition of an armed security guard and increases the penalty allowed by the ordinance to \$1,000.00

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 11, Procedures of Tax Abatement Agreements, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, (By requiring a disclosure statement as to any relationships with City of Newark employees and/or members, employees of any agency, board or non-profit corporation of the City of Newark.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 8, Title 10, Finance and Taxation, Chapter 11 Procedures of Tax Abatement Agreements of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby amended in its entirety as follows:

10:11-8 - TAX ABATEMENT INELIGIBILITY - Notwithstanding anything to the contrary, no tax abatement shall be granted for any project seeking or involving the following:

(a) Construction or development of a residential condominium project consisting of less than five (5) units;

(b) Construction or development of a warehouse project; and

(c) Any project where an elected or appointed official, officer, employee of the City of Newark, or an elected or appointed official, officer, employee of any of its boards, agencies or commissions (including any immediate relatives of the above-mentioned groups) has a financial or personal interest in the proposed project or has a professional or business relationship with any of the principals associated with the proposed project.

SECTION 2. Section 3, Title 10, Finance and Taxation, Chapter 11 Procedures of Tax Abatement Agreements of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby amended to add the following subparagraph:

Additions indicated by underline. Deletions indicated by [].

10:11-3(a) - APPLICATION FOR ABATEMENT

a. FORM OF THE APPLICATION

* * *

The application shall also include a disclosure statement or certification that the developer does not have any financial agreements, contracts or other business relationships with any elected or appointed official, employee of the City of Newark, or any elected or appointed officer or employee of a City of Newark's board, agency or commission including, but not limited to, the Newark Board of Education, Newark Housing Authority, Newark Economic Development Corporation and Watershed Commission.

SECTION 3. This Ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This ordinance prohibits any elected or appointed official, officer, employee of the City of Newark, or any elected or appointed official, officer, employee of any board, agency of the City from having any interest in proposed tax abated projects or any business relationship with any principal of a proposed tax abated project.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 2, Administration, Chapter 4, Article 2, Contract with City, of Section 15, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, (By adding a new subparagraph C).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

October 16, 1991

SECTION 1 - Title 2, Administration, Chapter 4, Article 2, Contracts with City, of Section 15 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by adding a new subparagraph c to read in its entirety as follows):

ARTICLE 2 - CONTRACTS WITH CITY

2:4-15 - INTEREST OF CITY OFFICIALS AND EMPLOYEES IN CITY CONTRACTS OR JOBS FORBIDDEN

(a)

* * *

(b)

* * *

(c) No person who exercises or has exercised any functions or responsibilities related to the filing of tax abatement applications before the Municipal Council, the granting of loans by the City, providing of technical assistance for economic development purposes or participating in the decisionmaking process or gaining information in regards to such activities may obtain a personal or financial interest or benefit from the aforementioned activities or have an interest in any contract, subcontract or agreement with the developer,

borrower, applicant seeking such assistance from the City of Newark either for themselves or those with whom they have family or business ties during their tenure or for one year thereafter. Person shall be defined as an elected or appointed official, officer, employee of the City of Newark or an elected or appointed official, officer, employee of any of its boards, agencies or commissions (including any of their immediate relatives).

This provision shall not apply to any elected or appointed official, officer, employee of the City of Newark or an elected or appointed official, officer, employee of any of its boards, agencies, or commissions which serve on a non-profit corporation.

SECTION 2. This Ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

Amends Conflict of Interest Ordinance to prohibit officials, officers, employees of the City or other City boards, agencies or commissions for having a financial relationship with any applicant seeking financial or technical assistance from the City.

President Tucker called for those desiring to be heard or the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

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President Tucker: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Sections 23:5-2, 23:5-4 of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Halsey Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-2, Parking Prohibited At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, be amended by deleting therefrom the following:

**Halsey Street, between Washington Place and Branford Place
West side, from 9:30 a.m. to 4:00 p.m., Monday through
Friday; from 7:00 a.m. to 6:00 p.m., Saturdays only.
East side, from 7:00 a.m. to 6:00 p.m., Monday through
Saturdays.**

and by adding thereto:

**Halsey Street, east side, from Washington Place to Market
Street, 7:00 a.m. to 9:00 a.m., and 4:00 p.m., to 6:00 p.m.,
Monday through Friday.
From Market Street to Branford Place, 7:00 a.m. to 6:00
p.m., Monday through Saturday.
West side, from Washington Place to Market Street 7:00 a.m.
to 6:00 p.m., Monday through Saturday.**

**Section 2. That Section 23:5-4, Parking Limited to One
Hour, of Title 23, Traffic and Parking, of the Revised Ordinances
of the City of Newark, New Jersey, 1966, as amended and
supplemented, be amended by adding thereto the following:**

**Halsey Street: East Side, from Washington Place to Market
Street, 9:00 a.m. to 4:00 p.m., Monday through Friday, 9:00
a.m. to 6:00 p.m., Saturday only.**

**Section 3. Any ordinances or parts thereof inconsistent
with this ordinance are hereby repealed.**

**Section 4. This ordinance shall take effect upon final
passage and publication and in accordance with the laws of the
State of New Jersey.**

**Section 5. That a copy of this ordinance be sent to the
Commissioner of Transportation for approval.**

**STATEMENT: This ordinance revises the parking regulations along
Halsey Street between Washington Place and Branford Place.**

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President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance on second reading and final passage awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes;

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance creating positions in the Department of General Services and establishing salaries therefor, (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To create the title of Project Coordinator, Construction and abolishing the title of Project Coordinator, in the Department of General Services).

(Creating new title in Department of General Services and abolishing old in accordance with New Jersey Department of Personnel approved title. No Salary change. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an "Ordinance creating positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 as amended and supplemented be amended to create the following title:

POSITION

Project Coordinator, 1 1/1/91 \$33,932.98 - \$40,880.22
Construction
2883 (35 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Project Coordinator,
Department of General Services
A267 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance will replace a non-standard title with a New Jersey Department of Personnel approved title.

President Tucker called for those desiring to be heard on the ordinance approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage.

6-S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Kearny Street as a one-way street.

(North Ward)

(Kearny Street, eastbound, between Garside Street and Broadway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion to remove from the table "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Executive Assistant and to abolish the title of Senior Procedural Analyst in the Department of Health and Human Services)," (Ordinance 6-Ph, S & F-b tabled February 6, 1991), was made by Council Member Harris, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Villani, President Tucker.

Absent: Council Member Rice.

October 16, 1991

6-S & F-o.

The City Clerk read An ordinance to amend an ordinance entitled, An ordinance creating position titles in the Department of Health and Human Services (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Executive Assistant and to abolish the title of Senior Procedural Analyst in the Department of Health and Human Services).

(Creating title of Executive Assistant and abolishing title of Senior Procedural Analyst, to replace a non-standard title with New Jersey Department of Personnel approved title. Fiscal impact approximately \$5,100. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled February 6, 1991)

(Ordinance removed from table October 16, 1991)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeases are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 6, 1991.

HEARINGS OF CITIZENS.

6-HC-a.

MR. WILLIAM WALLACE, 105 CARNEGIE AVENUE, EAST ORANGE, NEW JERSEY, addressed the Members of the Municipal Council with respect to parking on Lafayette and Broad Streets which would generate new business.

6-HC-b.

MR. ANDREW WASHINGTON, 123 HANSBURY AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to ordinances not being enforced in the City of Newark.

6-HC-c.

MS. GLORIA L. WESTRY, 18-D HARTFORD STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the Aids Crisis in the City of Newark and questioned when an Aid Coordinator would be hired.

President Tucker replied that the former Coordinator resigned and that responsibility has been transferred to Acting Director of Health and Human Services Ruffin.

6-HC-d.

MRS. FREDRICA BEY, 81 SOUTH 10TH STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the Anti-Lynching Campaign.

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6-HC-e.

MR. FRANK HURTZ, 402 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council urging them to establish an Office for the Homeless. The speaker also brought attention to the Council that Lederle Laboratories had funds available for the homeless population.

Council Member Villani stated that the Mayor was establishing a Commission on the Homeless.

Council Member suggested a meeting be held with the Mayor together with the Members of the Council and Mr. Hurtz.

President Tucker directed the City Clerk to forward verbatim transcript of remarks made by Mr. Hurtz to Acting Director of Health and Human Services Ruffin for her response.

6-HC-f.

MS. PENNY MEREDITH, 50 PARK PLACE, SUITE 835, NEWARK, NEW JERSEY.

6-HC-g.

MR. GREGORY JACKSON, 50 PARK PLACE, SUITE 835, NEWARK, NEW JERSEY.

The above-mentioned speakers addressed the Members of the Municipal Council with respect to the November 7, 1991, "Unity Jam" Youth Conference to be held at Quality Inn Hotel.

6-HC-h.

MS. PEARLE COLE, 322 HUNTERDON STREET, NEWARK, NEW JERSEY.

6-HC-i.

MS. JOANNE FISHER, 322 HUNTERDON STREET, NEWARK, NEW JERSEY.

6-HC-j.

MS. MARILYN BRAGG, 338 WEST KINNEY STREET, NEWARK, NEW JERSEY.

6-HC-k.

MS. HELEN DOUGHERTY, 338 WEST KINNEY STREET, NEWARK, NEW JERSEY.

6-HC-l.

MS. SARAH ROGERS, 308 WEST KINNEY STREET, NEWARK, NEW JERSEY.

6-HC-m.

MS. CAROL GORDON, 308 WEST KINNEY STREET, NEWARK, NEW JERSEY.

The above-mentioned speakers presented the Municipal Council with a 14-point plan with respect to the rehabilitation of Hayes Homes.

A motion to permit Mr. Benjamin Bell to be heard under "Hearings of Citizens" at this time was made by Council Member Harris, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Maritnez, Villani, President Tucker.

Absent: Council Member Rice.

6-HC-n.

MR. BENJAMIN BELL, ACTING EXECUTIVE DIRECTOR, NEWARK HOUSING AUTHORITY, 57 SUSSEX AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council indicating that the Newark Housing Authority's modernization plans are presently being reviewed by HUD officials in Washington. The speaker felt that since federal funds were dwindling the Municipal Council should appeal to the public and private organizations to foot the bill of some of the repairs.

There was a lengthy discussion held by the Members of the Council.

(For further action on this item, see Motion 7-M-br, on page 48, in the minutes of this meeting)

6-HC-o.

MR. ROBERT COLE, 991 FRELINGHUYSEN AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to additional drug and alcohol rehabilitation programs in the City of Newark.

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

- 7-R-a. Resolution rescinding Tax Abatement Application Agreement for P.S.A. Urban Renewal Corp., 67-71 James and 49-51 Eagle Streets, Block 44, Lots 33, 34 and 37, for failure to complete construction of project within 9 months from passage of Resolution 7-R-b (S-3), May 27, 1986, unless said entity within 30 days following such service, files with Director of Finance and the City Clerk, evidence of the entity's compliance with the provisions of the financial agreement.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Members Branch, Carrino.

Absent: Council Member Rice.

- 7-R-b. Resolution ratifying and authorizing Business Administrator to enter into contract Three's Company Painting, 8 Hickory Street, Bloomfield, N.J. 07003, Hudson of N.J., 107 Malvern Street, Newark, N.J. 07105, Martino General Contractors, 54 New York Avenue, Newark, N.J. 07105, Bluecraft Construction, Inc., 450 Lawnridge Road, P.O. Box 3414, East Orange, N.J. 07019 and Lewis Contracting Corp., Inc., 73 Linden Avenue, East Orange, N.J. 07018, determined to be five lowest responsible bidders, to provide Professional Painting Services for City of Newark, for period August 1, 1991 to July 31, 1992, cost shall not exceed total of \$500,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the resolution to Administration, per request of Acting Manager Johnson, Division of Public Buildings, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Members Branch, Carrino.

Absent: Council Member Rice.

- 7-R-c. Resolution ratifying and authorizing Business Administrator to execute contract with Browning-Ferris Industries of South Jersey, Inc., (BFI Ind., of South Jersey, Inc.) RD4, Station Road, Cranbury, New Jersey 08512, determined to be lowest responsible bidder, to provide Transporting and Disposal of Medical Waste Services for the City of Newark, for period August 1, 1991 to July 31, 1992, contract shall not exceed \$12,000.; \$5,800. encumbered in Department of Health and Human Services Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-d. Resolution authorizing Mayor and Director of Engineering to execute Contract 91-08R, Rristear Reservoir Outlet Works Rehabilitation with Hutton Construction Co., Inc., 41 Village Park Road, Cedar Grove, New Jersey 07009, lowest responsible bidder, for total amount of \$393,327. reserving the right to ensure the work to the amount of bid, but not to exceed \$448,993. when additional funds become available; funds provided by Bond Ordinance 6-S & F-b, July 26, 1988; balance of work is specifically subject and conditioned upon the Bond Ordinance being legally amended to provide for full funding.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-e. Resolution authorizing Mayor and Director of Engineering to apply for and accept from Commissioner of Transportation of the State of New Jersey, Bureau of Local Aid, State Aid Municipalities under the New Jersey Transportation Trust Fund Authority Act, sum of \$1,401,000., to be used for resurfacing/reconstruction, of Wilson Avenue.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-f. Resolution authorizing Mayor and Director of Engineering to enter into Agreement #2 with State of New Jersey, Department of Transportation for the relocation and/or adjustment of facilities of the existing water distribution system to accomplish the improvement of the Seventh Avenue and Bathgate Place Bridges, at no cost to the City.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-g. Resolution amending Resolution 7-R-n, September 4, 1991, securing services of Falcon Associates, Inc., for Final Phase of Asbestos Removal from City Hall Sub-Basement, for total sum of \$87,900., by including removal of asbestos from the Budget Office in City Hall for sum of \$4,250., bringing total contract amount to \$92,150.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-h. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute agreement with University of Medicine and Dentistry of New Jersey/New Jersey School of Health Related Professions-Midwifery Program, for purpose of implementing a Nurse Midwifery Training Program at the Department of Health and Human Services' Sexually Transmitted Disease (STD) Prevention Training Center, 110 William Street, does not require expenditure of any municipal funds.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-i. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Alfred C. Gaymon, M.D., for provision of medical services to homeless individuals and families, for period May 1, 1991 to October 31, 1991, maximum salary is \$14,571.72; funds provided by United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i)).**

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

7-R-j.

Resolution authorizing Newark Watershed Conservation and Development Corporation to implement a schedule of fees and administer the collection of such fees in connection with use of portions of the Pequannock Watershed for various authorized recreation purposes, in accordance with resolution, effective January 1, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

7-R-k.

Resolution amending Resolution 7-R-bs(A.S.), June 5, 1991, contract with International Youth Organization, for Jobs Corps Training Program, for period February 1, 1991 to June 30, 1991, total amount of contract shall not exceed \$134,000., by deleting "Entire Budget" and inserting "New Budget" in place thereof, all other provisions of the contract shall remain unchanged.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

7-R-l.

Resolution authorizing Deputy Mayor to execute a Hold Harmless and Indemnification Agreement providing for the indemnification to Symphony Hall Corporation for any claims arising out of use of the Terrace Room, 1020 Broad Street, on October 24, 1991, to conduct a United Nations Day International Luncheon, honoring law enforcement officials involved in "Breaking International Drug Chain".

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

7-R-m.

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown thereon, totalling \$84,489.80, for overpayments carried on books and records of Tax Collector by reason of State Board Judgements, County Board Judgements and Cash Overpayments for the years 1986, 1988, 1989, 1990 and 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-n. Resolution authorizing Director of Finance to issue checks to persons and in amounts shown thereon, totalling \$265,550., for overpayments carried on books and records of Tax Collector by reason of State Board Judgements, County Board Judgements, Veterans Allowance and Cash Overpayments for years 1984, 1987, 1988, 1989, 1990 and 1991.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent: Council Member Rice.

- 7-R-o. Resolution authorizing Director of Finance to issue check in amount of \$1,600. to Behdad and Mashin Rashadi, refund of deposit paid at time of auction for City-owned properties known as 5-7 North 6th Street, Block 1850, Lot 34; 11-13 North 6th Street, Block 1850, Lots 36 and 37. (City unable to convey marketable title)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent: Council Member Rice.

- 7-R-p. Resolution authorizing Director of Finance to issue check in amount of \$2,390. to Magdy M. Farag, refund of deposit paid at time of auction for City-owned properties known as 35-37 Pierce Street, Block 2619, Lots 18 and 19; 99 Fabyan Place, Block 3091, Lot 12. (City unable to convey marketable title)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent: Council Member Rice.

- 7-R-q. Resolution authorizing Director of Finance to issue check in amount of \$10,000. to Emelinda Mendez and Marcelino Lopez, refund of deposit paid at time of auction for City-owned property known as 554-562 Ridge Street, Block 714, Lot 29. (Court allowed former owner to redeem property)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent: Council Member Rice.

- 7-R-r. Resolution authorizing Director of Finance to issue check in amount of \$6,250. to Mamadou Fadiga, refund of deposit paid at time of auction for City-owned property known as 16-18 Wyndmoor Avenue, Block 3721.02, Lot 21. (Court allowed former owner to redeem property)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent: Council Member Rice.

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- 7-R-s. Resolution authorizing Director of Finance to issue check in amount of \$2,450. to Francisco Melendez and Aristides Suarez, refund of deposit paid at time of auction for City-owned property known as 81 2nd Street, Block 1879, Lot 30. (Court allowed former owner to redeem property)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent: Council Member Rice.

- 7-R-t. Resolution establishing Holiday Schedule for the Year 1992.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent: Council Member Rice.

- 7-R-u. Resolution requesting Director of Local Government Services to make corrections in 1991 City of Newark Budget, from Department of Land Use Control, Inspections and Enforcement, Personnel Services, Other Pay, Services by Contract or Agreement to Department of Health and Human Services, Division of Community Health, Other Pay, Services by Contract or Agreement; transferring inspectors from the Department of Land Use, Division of Inspections and Enforcement to the Department of Health and Human Services, Division of Community Health, to provide lead poisoning investigations.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent: Council Member Rice.

- 7-R-v-1. Resolution recognizing and commending Mr. Tony Bennett, widely admired Pop singer, on the distinguished occasion of serving as Grand Marshall of the 21st Annual Columbus Day Parade in Newark held on Sunday, October 13, 1991.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent: Council Member Rice.

- 7-R-v-2. Resolution recognizing the occasion of Columbus Day 1991 in the City of Newark.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent: Council Member Rice.

- 7-R-v-3. Resolution recognizing and commending Miss Toya Tellis for her competition in the Eighth Annual Miss America COED National Pageant.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-v-4. Resolution recognizing and commending Mr. and Mrs. James E. Starks, Sr. on the occasion of their Silver 25th Wedding Anniversary.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-v-5. Resolution recognizing Spanish-American Month joyously celebrated from October 7 - November 7, 1991.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-w-1. Resolution recognizing and commending Benedict College Alumni Association, Inc. on the distinguished occasion of its 11th Annual Fall meeting scheduled to take place October 24-27, 1991 at the Radisson Hotel in Newark.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-w-2. Resolution recognizing and commending Reverend Arthur M. Jones, Pastor Emeritus, Pilgrim Baptist Church for "Distinguished Community Service."**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-w-3. Resolution recognizing and commending Ms. Barbara Kukla for her book "Swing City, Newark Nightlife, 1925-50".**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-w-4.
(A.S.) Resolution recognizing and commending Mr. Antonio Fargas, well-known television star, for his many noteworthy contributions to the motion picture industry and for his unwavering commitment to the homeless population in this country.

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-w-5.
(A.S.) Resolution welcoming and recognizing Mr. Lawrence J. Tamburri as the new Executive Director of the Newark-based New Jersey Symphony Orchestra.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-w-6.
(A.S.) Resolution recognizing and commending Jimmy Brantley and William "Bill" Lutton for their exemplary deeds in the community and for the unselfish contributions to the residents of the Greater Newark area.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-w-7.
(A.S.) Resolution recognizing and commending the Honorable Carmen A. Orechio, New Jersey State Senator, District 30, on the prestigious occasion of being honored by the Montclair Democratic Committee on Saturday, October 19, 1991.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-w-8.
(A.S.) Resolution recognizing and commending the Honorable Anthony Carrino, Council Member, North Ward, on the distinguished occasion of being honored for his "Community Service" by the Italian Tribune News.

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-w-9.
(A.S.) Resolution recognizing and commending Hon. Jackie Mattison, Hon. Johnny Jones, Larry McGill, Harold Edwards and Floyd Melvin for their role in organizing the Second Annual Weequahic Park Novice Youth Tennis Tournament held on Saturday, October 5, 1991.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

**7-R-w-10. Resolution recognizing and commending the winners of the Second Annual Weequahic
(A.S.) Park Novice Youth Tennis Tournament held on Saturday, October 5, 1991.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

**7-R-w-11. Resolution recognizing and commending Manuel M. Teixeira.
(A.S.)**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

**7-R-w-12. Resolution recognizing and commending Essex Council Boy Scouts of America
(A.S.) on the distinguished occasion of holding its annual membership drive throughout Essex County.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

**7-R-w-13. Resolution recognizing and commending The United Nations Association/Newark
(A.S.) Chapter in Observance of United Nations Day - October 24th, 1991.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

**7-R-w-14. Resolution recognizing and commending the Hispanic Queens on their coronation
(A.S.) and the designation of Hispanic Heritage Month during October, 1991 within the City of Newark.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

**7-R-x. Resolution expressing profound sorrow and regret at the passing of Mr. William
(A.S.) "Pop" Moss.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

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- 7-R-y.
(A.S.) Resolution supporting a coordinated effort to improve the quality, availability and accessibility of food delivery systems for all citizens in the Greater Newark area.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-z.
(A.S.) Resolution authorizing Mayor and Director of Engineering to accept request of Tec-Con Contractors Inc., lowest responsible bidder, to withdraw their bid proposal; further authorizing Mayor and Director of Engineering to execute Contract 91-28, S.B.A. Tree Planting Program (Phase 1) with Central Jersey Landscaping, Inc., 303 Schuster Lane, Jamesburg, New Jersey 08831, second lowest responsible bidder, for total amount of \$290,050., contract should be completed within 120 days of Notice to Proceed.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-ba.
(A.S.) Resolution authorizing Mayor and Director of Engineering to execute Contract 91-03, Resurfacing of Various Streets in the City of Newark, with Mt. Hope Rock Products, Inc., 625 Mt. Hope Road, Wharton, New Jersey 07885, lowest responsible bidder, for total amount of \$444,336.40., project should be completed within 120 days of Municipal Council approval, funds provided by State of New Jersey, Department of Transportation.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 7-R-bb.
(A.S.) Resolution amending and ratifying Resolution 7-R-d, November 13, 1989, filing application for Homeless Mentally Ill - Clinical Case Management Funds, in amount of \$100,000. from State Department of Human Services, Division of Mental Health and Hospitals, for period January 1, 1990 to December 31, 1990, by applying and accepting additional funds in amount of \$25,000., totalling \$125,000. for period July 1, 1990 to June 30, 1991; further accepting additional funds and grant award in amount of \$2,625., for period January 1, 1991 to June 30, 1991, totalling \$127,625.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

7-R-bc.
(A.S.)

Resolution authorizing Director of Development to execute Bargain and Sale Deeds for properties sold at Public Auctions held on September 26 and 27, 1991, listed on the attached Exhibits A, B, C, D for the sum of \$1,966,544. to the highest bidders, pursuant to Resolution 7-R-cx (A.S.) September 4, 1991.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

7-R-bd.
(A.S.)

Resolution authorizing Corporation Counsel and Tax Collector to enter into (partial) "Consent Order to Vacate" foreclosure judgement with each previous "Owner of Record" indicated on annexed list.
(513-515 Summer Avenue, 55-57 South 11th Street, 124-126 Leslie Street, 58 South Street, 814 South 15th Street, 716 Hunterdon Street)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

7-R-be.
(A.S.)

Resolution approving tax abatement and financial agreement for Chambers Street Urban Renewal Co., Inc., for construction of six three family residential condominium units at 58-64 Chambers Street, Block 1996, Lot 60, granting exemption from taxation on improvements for period of 30 years from date of issuance of Certificate of Occupancy and pursuant to N.J.S.A. 40:55C-65, and only so long as the entity is subject to and complies with said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file a petition of tax appeal for premises on which project is to be located, except as the Financial Agreement permits.

(The formula is based on the adjustable rates for residential condominium units by Resolution 7-R-ci (A.S.) adopted February 15, 1989, applicable percentage for this project is 1.25%.) (East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution subject to revisions based upon the submission of the amended tentative financial plan was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

7-R-bf.
(A.S.)

Resolution authorizing Business Administrator to enter into agreement with Colonial Life and Accident Insurance Company, P.O. Box 1365, Columbia, South Carolina 29202, to permit the Company to solicit employees for purchase of voluntary individual supplemental insurance plan with payment of premiums through authorized payroll deduction plan for which contractor will reimburse City for administrative costs; City of Newark will not be a contributor to pay premium.
(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

(Council Member Rice arrived 10:15 P.M.)

7-R-bg.
(A.S.)

Resolution rescinding Parking Limited to One Hour regulation on Ferry Street, both sides, from Madison Street to Adams Street, from 9:30 A.M. to 6:00 P.M., except Sundays, and adding Parking be Limited to Two Hours on Ferry Street, both sides, from Madison Street to Adams Street, from 9:30 A.M. to 6:00 P.M., except Sundays; For a period of (90) days from date of adoption of this resolution.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bh.
(A.S.)

Resolution by the Newark Municipal Council designating Fifth Street at the corner of Bloomfield Avenue and First Avenue, as "Nicholas Giannotto Square" for ceremonial and honorary purposes.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bi.
(A.S.)

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Center for Community Education, Rutgers University Essex County AIDS Network (ECAN) for purpose of providing educational/information sharing support services to AIDS affected and effected individuals, for period October 1, 1991 through September 30, 1992, contract shall not exceed \$71,156.; funds available from United States Department of Public Health Services through Ryan White Comprehensive AIDS Resources Emergency Act of 1990)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bj.
(A.S.)

Resolution by the Municipal Council supporting the City Clerk in allowing the Newark Housing Authority Police to utilize the City Seal of the City of Newark as a shoulder patch.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bk.
(A.S.) Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Newark Performing Arts Corporation, Inc., in amount of \$25,000., for provision of cultural services to the New Jersey Black Issues Convention during their annual convention to be hosted in Newark, New Jersey, for period September 18, 1991 to October 16, 1991. (Contract awarded without competitive bidding as an "Extraordinary, Unspecificable Service", pursuant to N.J.S.A. 40A:11-1 et seq.)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bl.
(A.S.) Resolution authorizing executive of time for outside buyer, Tax Certificate Fund/Fleet Factor's to obtain a Final Judgement on properties which they purchased - Lien Assignment, pursuant to N.J.S.A. 54:5-114.5 for period of 18 months, including October 26, 1992.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bm.
(A.S.) Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Lincoln Technical Institute, lowest responsible quote received, for Automotive Technology Training Program for Reach, Number PY 91-40-01, for five participants in a Open-Entry Open Exit for forty weeks (1,200 hours), for period October 7, 1991 to June 30, 1992, contract shall not exceed \$47,595.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title Reach.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bn.
(A.S.) Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Catholic Community Services, Boland Training Center, lowest responsible quote received, for Employment and Training Activities for Operation of the Jobs/Reach Training Program, Number PY 91-40-01-D, for fifteen participants in one cycle of twenty-two weeks (500 hours), for period October 14, 1991 to June 30, 1992, contract shall not exceed \$38,760.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title Reach.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-R-bo. Resolution ratifying and authorizing Mayor and Director of Mayor's Office
(A.S.) of Employment and Training and the Newark Private Industry Council to enter into and execute contract with F.O.C.U.S. Newark, Inc., lowest responsible quote received, for Bilingual/ESL Clerical/Office Training Program for Reach, Number PY 91-40-01-C, for fifty participants in two cycles (25 participants per cycle) of twenty-four weeks per cycle, (660 hours), for period October 7, 1991 to June 30, 1992, contract shall not exceed \$85,784.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title Reach.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bp. Resolution ratifying and authorizing Mayor and Director of Mayor's Office
(A.S.) of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Lincoln Technical Institute, lowest responsible quote received, for Air Conditioning, Refrigeration and Heating Technology Training Program for Reach, Number PY 91-40-01-A, for six participants in an Open-Entry - Open Exit for forty weeks (1,200 hours), for period October 7, 1991 to June 30, 1992, contract shall not exceed \$58,254.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title Reach.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bq. Resolution ratifying and authorizing Mayor and Director of Mayor's Office
(A.S.) of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Urban League of Essex County, lowest responsible quote received, for Word Processing Skills Training for Reach, Number PY 9140-01-B, for twenty participants in two cycles of 16 weeks per cycle (480 hours) each, for period August 5, 1991 to June 30, 1992, contract shall not exceed \$52,120.; source of funds New Jersey Department of Labor, Employment and Training Administration, Title Reach.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-br. Resolution ratifying and authorizing Mayor and Director of Mayor's Office
(A.S.) of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Essex County College, Training Inc., lowest responsible quote received, for Office Skills Related Class-Size Occupational Skills Training for Reach, Number PY 91-40-01-E, for forty participants in three cycles (19 participants in cycle 1)(eleven participants in cycle 2) and ten participants in cycle 3) of eighteen weeks per cycle (540 hours) each, for period September 16, 1991 to June 30, 1992, contract shall not exceed \$135,040.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title Reach.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Motions.

- 7-M-a.** A MOTION REQUESTING THAT THE DIRECTORS OF ENGINEERING AND POLICE SHARE ANY AND ALL PRIOR INFORMATION AND DATA WITH NEWARK SCHOOL PRINCIPALS REGARDING ON-SITE OR AREA-PARKING (IN THE VICINITY OF SCHOOLS) BEFORE ENACTMENT OF PARKING REGULATIONS was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-b.** A MOTION RECOGNIZING AND COMMENDING DEPUTY MAYOR LUIS QUINTANA ON BEING NAMED CHAIRMAN OF THE CITY OF NEWARK'S 1991 UNITED NATIONS DAY OBSERVANCE COMMITTEE BY MAYOR JAMES was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-c.** A MOTION RECOGNIZING AND COMMENDING NEWARK BORN AND EDUCATED KEVIN SHARPE, AN ACCOMPLISHED PIANIST, WHO MADE AN IMPRESSIVE DEBUT IN WEILL RECITAL HALL IN NEW YORK CITY'S FAMED CARNEGIE HALL ON SUNDAY, OCTOBER 6, 1991 was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-d.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. REDD FOX, NOTED COMEDIAN, ACTOR AND HUMANITARIAN AND A FORMER NEWARK RESIDENT was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-e.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LILLIAN KAPLAN (WEST PALM BEACH, FLORIDA), RETIRED NEWARK HIGH SCHOOL TEACHER was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-f.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MISS ELIZABETH ROLLS, (BELLEVILLE), RETIRED NEWARK ELEMENTARY SCHOOL TEACHER was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-g.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MISSOURA MORGAN, 99, OF NEWARK, LONGTIME NEWARK CIVIC, RELIGIOUS AND POLITICAL LEADER was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-h.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GUS T. BRYANT, JR., 64, A RETIRED NEWARK POLICE OFFICER was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-M-i. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CHARLIE ARNOLD, JR. OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-j. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WALLACE H. RICHARDSON OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-k. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIAM HARRIS OF NEWARK, NOTED MUSICIAN AND VOCALIST** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-l. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DEACON LONNIE G. CUNNINGHAM OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-m. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MAURICE DE SHAWN BLOOMFIELD OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-n. A MOTION SUPPORTING A HOUSE BILL (H.R. 3596) INTRODUCED BY REPRESENTATIVE ESTEBAN TORRES (CALIFORNIA) WHICH WOULD GIVE THE FEDERAL TRADE COMMISSION BROADER POWERS TO ENFORCE CREDIT-REPORTING INDUSTRY REGULATIONS AND PUNISH INDUSTRY OFFENDERS WHO VIOLATE CONSUMER PRIVACY AND CREDIT ACCURACY** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-o. A MOTION RECOGNIZING AND COMMENDING THE WASHINGTON-BASED U.S. PUBLIC INTEREST RESEARCH GROUP FOR ITS DILIGENT AND MEANINGFUL REPORT, CITING THE MANY CONSUMER CREDIT VIOLATIONS AND NEGATIVE ON-FILE DATA OF MAJOR CREDIT BUREAUS** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-p. A MOTION RECOGNIZING AND COMMENDING A RECENT A.C.O.R.N. STUDY WHICH REVEALED THAT AFRICAN-AMERICANS AND OTHER MINORITIES ARE DENIED MORTGAGES FAR MORE FREQUENTLY THAN WHITES WITH COMPARABLE INCOMES BY BANKING INSTITUTIONS** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-M-q.** A MOTION "SUPPORTING HOUSE LEGISLATION H.R. 3560, INTRODUCED BY REPRESENTATIVE ECKART AND COOPER, WHICH WOULD GIVE LOCAL GOVERNMENTS BROADER POWERS TO REGULATE CABLE TV SUBSCRIPTION PRICES AND CONTROL OF THE INDUSTRY'S BUSINESS PRACTICES, AS WELL AS FORBIDDING CABLE NETWORKS FROM ENTERING INTO EXCLUSIVE CONTRACTS WITH LOCAL CABLE OPERATORS WITHOUT THE CONSENT OF LOCAL MUNICIPAL GOVERNMENTS was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-r.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIAM MOOTEN, 46, OF BROOKLYN, NEW YORK, A TRAINING TECHNICIAN AT THE ESSEX COUNTY YOUTH HOUSE AND A FORMER WEEQUAHIC HIGH SCHOOL TEACHER was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-s.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. SUSAN G. D'AMICO, 68, OF CLAY, NEW YORK, A RETIRED BROADWAY JUNIOR HIGH SCHOOL REMEDIAL READING TEACHER was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-t.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. AGNES M. LYNCH OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-u.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. FRANCES C. CASTELLANO OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-v.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARTHA L. DIXON OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-w.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. BERNARD HALL OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-x.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. IDA GAETA FRANCESCON OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-y.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ROSALIE WRIGHT, MOTHER OF NEWARK TENANTS COUNCIL, INC. EXECUTIVE DIRECTOR, MR. ALVIN N. WRIGHT was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-M-z.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. MARGARET COLLUCCI was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-ba.** A MOTION REQUESTING MR. LOUIS LUCARELLI, PURCHASING AGENT, TO APPEAR BEFORE THE GOVERNING BODY AT ITS SPECIAL CONFERENCE SCHEDULED FOR OCTOBER 22, 1991, TO DISCUSS THE PURCHASING CONTRACT(S) FOR PHOTOGRAPHIC SUPPLIES PURCHASED BY THE CITY AND FURTHER NOTIFYING THE PURCHASING AGENT THAT THE MUNICIPAL COUNCIL WILL ISSUE A SUBPOENA TO HIM FOR FAILURE TO APPEAR was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bb-1.** A MOTION REQUESTING THAT THE ADMINISTRATION CONDUCT A SURVEY OF SOCIAL SERVICE AGENCIES WITHIN THE CITY OF NEWARK TO IDENTIFY WHATEVER RESOURCES MIGHT BE AVAILABLE TO NEWARK RESIDENTS TO RELIEVE CHRONIC HUNGER was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bb-2.** A MOTION REQUESTING THAT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES PARTICIPATE IN THE ACTIVITIES OF THE COALITION FOR A HUNGER-FREE NEWARK was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bc.** A MOTION REQUESTING THAT THE NEWARK POLICE DEPARTMENT ASSIGN SCHOOL CROSSING GUARDS IN THE VICINITY OF SUSSEX AVENUE SCHOOL, FROM ORANGE STREET TO SUSSEX AVENUE TO ASSIST CHILDREN IN CROSSING THE EXIT OF ROUTE 280 was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bd.** A MOTION REQUESTING THAT THE ADMINISTRATION PROVIDE THE GOVERNING BODY WITH A DETAILED LIST OF ALL THE NON-PROFIT ORGANIZATIONS AND CORPORATIONS WHICH HAVE PURCHASED OR ACQUIRED CITY OWNED PROPERTY WITHIN THE PAST FIVE YEARS was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-be.** A MOTION REQUESTING THAT THE STREET SIGN AT THE INTERSECTION OF HAWTHORNE AND SEYMOUR AVENUES WITH THE DESIGNATION AS 'REVEREND J. MENDELL MAPSON, SR., SQUARE' BE REPLACED was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bf.** A MOTION REQUESTING THE LAW DEPARTMENT TO PREPARE AN ORDINANCE TEMPORARILY SUSPENDING METERED PARKING IN DOWNTOWN NEWARK DURING THE CHRISTMAS SEASON was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bg.** A MOTION ENCOURAGING SECRETARY JACK KEMP OF THE U.S. DEPARTMENT OF HUD TO VISIT THE CITY OF NEWARK ON A PERSONAL TOUR OF THE CITY'S PUBLIC HOUSING SECTOR was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-M-bh.** A MOTION COMMENDING MRS. PATRICIA WILSON, MS. MARIA PEREZ AND MS. COOKIE QUINONES FOR EXEMPLARY SERVICE AS EMPLOYEES IN THE OFFICE OF THE CITY CLERK was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bi.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. EDITH ADAMS, BELOVED WIFE OF MR. RUDY ADAMS OF NEWARK was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bj.** A MOTION DIRECTING THE CITY CLERK TO WISH RAY MERCER LUCK ON HIS CHAMPIONSHIP FIGHT WITH TOMMY MORRISON ON OCTOBER 18, 1991 was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bk.** A MOTION RECOGNIZING THE CELEBRATION AND PRESENTATION CEREMONY OF 'CHOICES,' THE ETHICAL, EDUCATIONAL GAME AND ITS THREE PRIME DEVELOPERS, JACK AND FREDA OELBAUM, JOYCE FARRELL AND DON ROTH was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bl.** A MOTION REQUESTING THAT IMMEDIATE STEPS BE TAKEN TO ABATE THE SALE OF ILLEGAL NARCOTICS IN THE VICINITY OF ALDINE STREET, BETWEEN LYONS AND GOLDSMITH AVENUES IN THE SOUTH WARD was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bm.** A MOTION REQUESTING THAT A POLICE CAR BE PRESENT AT UNIVERSITY HIGH SCHOOL, 37 CLINTON AVENUE; WEEQUAHIC HIGH SCHOOL, 279 CHANCELLOR AVENUE AND M.L. SHABAZZ HIGH SCHOOL, 80 JOHNSON AVENUE, BETWEEN THE HOURS OF 8:15 A.M. - 9:00 A.M. AND 2:15 P.M. - 3:00 P.M. was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bn.** A MOTION CONGRATULATING ROCCO MALANGA AND THE POLICE BENEVOLENT ASSOCIATION ON BEING CHOSEN TO REPRESENT NEWARK POLICE OFFICERS IN THE ELECTION ON OCTOBER 11, 1991 was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bo.** A MOTION COMMENDING ALL EMPLOYEES WITHIN THE OFFICE OF THE CITY CLERK FOR PROVIDING EXEMPLARY SERVICE TO THE MEMBERS OF THE MUNICIPAL COUNCIL AS WELL AS THE RESIDENTS OF NEWARK was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bp.** A MOTION REQUESTING THE DEPARTMENT OF ENGINEERING TO REMOVE THE GROWTH OF WEEDS AND CLEAN UP THE GLASS AND DEBRIS AT THE ABANDONED WHOLESALE FOOD WAREHOUSE AT THE CORNER OF SOUTH 12TH STREET AND CENTRAL AVENUE AND ALSO AT WEST END AVENUE AND SOUTH ORANGE AVENUE, (THE OLD PERFECT SCORE LOUNGE); FURTHER, THAT THE TREE AT 54 MONTROSE STREET BE TRIMMED was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

October 16, 1991

- 7-M-bq.** A MOTION REQUESTING NEWARK MAYOR SHARPE JAMES, ESSEX COUNTY EXECUTIVE THOMAS D'ALESSIO AND THE ESSEX COUNTY BOARD OF FREEHOLDERS TO FORMULATE A JOINT PLANNING COMMITTEE WITH THE MUNICIPAL COUNCIL FOR THE UPCOMING 50TH ANNIVERSARY OF THE BOMBING OF PEARL HARBOR was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-br.** A MOTION REQUESTING HUD, SENATORS BRADLEY AND LAUTENBERG, CONGRESSMAN PAYNE, MAYOR JAMES AND THE COMMISSIONERS OF THE NEWARK HOUSING AUTHORITY TO ADDRESS THE DETERIORATING SAFETY AND SANITARY CONDITIONS OF THE HAYES HOMES PUBLIC HOUSING COMPLEX was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bs.** A MOTION SPONSORED BY COUNCIL PRESIDENT DONALD TUCKER, HIGHLY CRITICAL OF THE PRESIDENT OF THE UNITED STATES IN VETOING THE \$6.4 MILLION EXPANDED, UNEMPLOYMENT INSURANCE BENEFITS PACKAGE was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

COMMUNICATIONS AND PETITIONS.

Communications.

- 8-a.** The City Clerk presented Ordinance amending Title 16, Chapter 9, Site Plan Review, Section 37, Off-Street Parking and Loading Area, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, (To establish additional off-street parking regulations).
(This ordinance recognizes only those parking spaces in residential developments with direct access to the street as being credited towards total number of off-street parking spaces required under Title 27-Zoning)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the November 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- (For action on this item, see Ordinance 6-F-p in the minutes of this meeting)
- 8-b.** The City Clerk presented Ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 11, Procedures of Tax Abatement Agreements of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."
(Creates an exemption for non-profit urban renewal entities constructing housing for low income persons by allowing eligibility for projects consisting of less than five (5) units)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion to defer action on this ordinance was made by Council Member Harris, seconded by Council Member Villani and declared adopted by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.

October 16, 1991

- 8-c. The City Clerk presented Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Dr. Martin Luther King, Jr. Boulevard. (Central Avenue) (Dr. Martin Luther King, Jr. Boulevard - West side, from West Market Street to 13th Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the November 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

- 8-d. The City Clerk presented Ordinance of the City of Newark, New Jersey, amending Ordinance 6-S & F-a, February 15, 1989, as amended and supplemented, to prohibit Food Packaging Distributors from selling Non-Complying Containers to Newark Retailers." (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

- 8-e. The City Clerk presented Ordinance amending and supplementing Title 8; Businesses and Occupations, Chapter 22, Tire Repair Shop, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by amending the definition of Tire Repair Shop; increasing license fees to \$200. and adding subsections (F), (G), (H), to Section 9; thus ensuring old tires are discarded in accordance with Local and State Rules and Regulations.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

- 8-f. The City Clerk presented Ordinance ratifying and authorizing the execution of a Lease Agreement between the Redeemer Lutheran Church, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the sum of \$12,132.00 per year for a period of twelve (12) months. (North Ward)

(May 1, 1991 to April 30, 1992 - North Newark Senior Citizen Center)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-q on page 7, in the minutes of this meeting)

- 8-g. The City Clerk presented Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of Principal Engineering Draftsman in the Department of Engineering)."
(Abolishing title no longer in use in Engineering Department).
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

- 8-h. The City Clerk presented Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Land Surveyor/Principal Planner in the Department of Engineering).

(Land Surveyor/ 1 1/1/91 \$41,187.02 - \$49,704.53

Principal Planner

(40 Hours))

(Creating title in Department of Engineering in accordance with New Jersey Department of Personnel reclassification. No salary change. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

- 8-i. The City Clerk presented Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the Title of Tax Searcher and abolish the Title of Tax Account Searcher in the Department of Finance)."

(Tax Searcher 2 1/1/91 \$17,924.28 - \$21,052.06

(35 Hours))

(Creating new title and abolishing old in accordance with New Jersey Department of Personnel title standardization program. No salary change. Represented by Newark Council #21, Civil Service Association).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 6, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

None.

NEW BUSINESS ON THE AGENDA.

None.

October 16, 1991

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from September 23, 1991 to October 1, 1991:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Greater Morris Area Auxilary of Foundation for Servicing Children and Young Adults with learning Disability of New Jersey Inc. | 10398 |
| Babyland Nursery Inc. | 10411 |
| Rosary Confraternity of St. Rose of Lima Church | 10429 |
| St. Benedict Church | 10474 |

RAFFLE LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Ms. Civic Association | 10437 |
| Babyland Nursery Inc. | 10438 |
| Shamrock Friendship Club of St. Patrick's Pro-Cathedral | 10541 |
| Our Lady of Mt. Carmel Church | 10542 |
| Sacred Heart Church | 10543 |
| Holy Name Society Sacred Heart Church | 10544 |

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

This meeting adjourned at 10:31 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

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Newark, New Jersey, November 6, 1991

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:30 P.M.

The audience arose for the National Anthem.

The invocation was offered by Council President Donald Tucker.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Siobhan Teare, Legislative Research Officer Thomas Jones, Public Relations Consultant Lois Redisch, Dante Safford and Ricky Bell representing Harold Edwards and two Sergeants-At-Arms.

Absent: Council Member Bradley, Harris.

(Council Member Harris arrived 1:35 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on October 30, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule as required by law."

(Council Member Harris arrived 1:35 P.M.)

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented Copy of Minutes of Meeting of the Housing Authority of the City of Newark, held August 15, 1991.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

4-b. The City Clerk presented Copy of Minutes of Meeting of the Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held August 15, 1991.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

4-c. The City Clerk presented Copy of Minutes of Special Meeting of the Housing Authority of the City of Newark, held August 19, 1991.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

November 6, 1991

- 4-d. The City Clerk presented **Copy of Minutes of Special Meeting of the Housing Authority of the City of Newark, held August 22, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

- 4-e. The City Clerk presented **Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for month of September, 1991.**

A motion that the Report of Contracts Awarded, as recommended by the Purchasing Agent and approved by the Business Administrator subject to approval of Resolution 7-R-d, Drew Funderal Home, \$200,000. on this agenda was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

- 4-f. The City Clerk presented **Copy of Minutes of Meeting of Joint Meeting Maintenance, held September 19, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

- 4-g. The City Clerk presented **Interim Report of the City of Newark, for nine months ended September 30, 1991, submitted by Samuel Klein and Company, External Auditors.** (Copy submitted to each Member of the Council)

A motion that the Report be received and a staff study be made thereon to the Council was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

- 4-h. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-North, held September 13, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

- 4-i. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-South, held September 13, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

- 4-j. The City Clerk presented **Copy of Minutes of Public Workshop Meeting of North District Water Supply Commission, held September 13, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Tucker called for Ordinances on First Reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Jefferson Street and Elm Street. (East Ward)**
 (Jefferson Street and Elm Street: Stop signs shall be installed on all approaches)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on November 18, 1991.

- 6-F-b. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Ellery Avenue and Sandford Place. (West Ward)**
 (Ellery Avenue and Sandford Place: Stop signs shall be installed on all approaches)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

- 6-F-c. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Chestnut Street and Adams Street. (East Ward)**
 (Chestnut Street and Adams Street: Stop signs shall be installed on all approaches)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on November 18, 1991.

- 6-F-d. The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Chestnut Street as a Through Street. (East Ward)
(Chestnut Street:
Between Broad Street and Mulberry Street
Between McCarter Highway and Adams Street
Between Adams Street and Denbigh Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on November 18, 1991.

- 6-F-e. The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Jefferson Street as a Through Street. (East Ward)
(Jefferson Street:
Between Elm Street and East Kinney Street
Between East Kinney Street and Chestnut Street
Between Chestnut Street and South Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on November 18, 1991.

- 6-F-f. The City Clerk read An ordinance amending Section 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended, by changing parking prohibited at all times on Clinton and Halsey Streets to parking prohibited between the hours of 7 A.M. to 6 P.M. on Clinton and Halsey Streets. (East Ward)

(Deleting: Clinton Street, north side, from Broad to Lawrence Street.

Adding:

No parking at any time between the hours of 7 A.M. and 6 P.M.

Clinton Street, north side, from Broad Street to Mulberry Street;

Halsey Street, between Washington Place and Branford Place, east and west sides).

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

- 6-F-g. The City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on South 10th Street. (South Ward)**
 (Deleting:
 South 10th Street - east side
 from Woodland Avenue to Springfield Avenue)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Bradley.

- 6-F-h. The City Clerk read **An ordinance amending Title 17, Offenses Miscellaneous, establishing rules and regulations for the safety and conduct of persons using Newark parks and recreational facilities, by requiring Municipal Council approval prior to the issuance of a permit.**
 (Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Rice, Villani, President Tucker.
 No: Council Member Martinez.
 Not Voting: Council Member Harris,
 Absent: Council Member Bradley.

President Tucker: The yeses are six, the noes are one, one not voting and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on November 18, 1991.

- 6-F-i. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street. (West Ward)**
 (Kerrigan Boulevard and Ivy Street: Stop signs shall be installed on all approaches)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Bradley.

- 6-F-j. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Delavan Avenue and North 8th Street. (North Ward)**
 (Delavan Avenue and North 8th Street: Stop signs shall be installed on all approaches)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

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A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

6-F-k.

The City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Dr. Martin Luther King, Jr. Boulevard. (Central Avenue)**

(Dr. Martin Luther King, Jr. Boulevard - West side, from West Market Street to 13th Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on November 18, 1991.

6-F-l.

The City Clerk read **An ordinance of the City of Newark, New Jersey, amending Ordinance 6-S & F-a, February 15, 1989, as amended and supplemented, to prohibit Food Packaging Distributors from selling Non-Complying Containers to Newark Retailers.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on November 18, 1991.

6-F-m.

The City Clerk read **An ordinance amending and supplementing Title 8; Businesses and Occupations, Chapter 22, Tire Repair Shop, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by amending the definition of Tire Repair Shop; increasing license fees to \$200. and adding subsections (F), (G), (H), to Section 9; thus ensuring old tires are discarded in accordance with Local and State Rules and Regulations.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on November 18, 1991.

6-F-n.

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of Principal Engineering Draftsman in the Department of Engineering).**
(Abolishing title no longer in use in Engineering Department).
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.
President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on November 18, 1991.

6-F-o.

The City Clerk read **An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Land Surveyor/Principal Planner in the Department of Engineering).**
(Land Surveyor/ 1 1/1/91 \$41,187.02 - \$49,704.53
Principal Planner
(40 Hours))
(Creating title in Department of Engineering in accordance with New Jersey Department of Personnel reclassification. No salary change. Represented by Newark Council #21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.
President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on November 18, 1991.

6-F-p.

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the Title of Tax Searcher and abolish the Title of Tax Account Searcher in the Department of Finance).**
(Tax Searcher 2 1/1/91 \$17,924.28 - \$21,052.06
(35 Hours))
(Creating new title and abolishing old in accordance with New Jersey Department of Personnel title standardization program. No salary change. Represented by Newark Council #21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.
President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on November 18, 1991.

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A motion to consider Item 8-l on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Bradley.

- 6-F-q. The City Clerk read An ordinance to amend Title 23, Traffic and Parking; Chapter 7, Parking Meter Regulations, Generally of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to be further amended by creating a new Section 14, to allow a holiday season moratorium on the enforcement of parking meters in certain areas.
 (Parking Meter regulations shall not be enforced in the Central Business District during period following the day after Thanksgiving until December 25th of each year)
 (Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
 Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Bradley.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on November 18, 1991.

A motion to consider Item 8-m (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Bradley.

- 6-F-r. (A.S.) The City Clerk read An ordinance approving the sale of the premises commonly known as 90-96 Clinton Avenue, 7-9 Thomas Street a/k/a Block 2826, Lots 3, 4, 5, 6 & 42 to Alvin Spearman pursuant to the Redevelopment Agencies Law, N.J.S.A. 40:55C-1 et seq. (East Ward)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
 Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Bradley.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on November 18, 1991.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

- 6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

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Ordinance approving sale of certain lots, tracts or parcels of land situate and lying and being in the Townships of Knowlton, Blairstown, Hardwick and Frelinghuysen, in the County of Warren and the Townships of Stillwater, Fredon, Hampton, Lafayette and Sparta in the County of Sussex, State of New Jersey commonly referred to as the New York Susquehanna Western Railroad Right of Way pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. The Director of Engineering shall and is hereby authorized to enter into a Contract with the New Jersey Department of Environmental Protection for the purchase of properties commonly referred to as the New York Susquehanna Western Railroad Right of Way listed on the attached Schedule "A".

SECTION 2. These properties are not needed for public purposes by the City of Newark and the use of said lands shall be limited to parks, natural areas, historic areas, forest, camping, fishing, water reserves, wildlife, reservoirs, hunting, boating, winter sports and similar uses for either public outdoor recreation or conservation of natural resources in accordance with Green Acres regulations [N.J.A.C. 7:36-1.2].

SECTION 3. The Department of Environmental Protection agrees to afford Newark residents the opportunity to benefit from the use and enjoyment of said lands.

SECTION 4. Said properties listed on the attached Schedule "A" shall be sold to the State of New Jersey, Department of Environmental Protection, a body corporate and politic by private sale for the amount of \$700,000 pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).

SECTION 5. The Directors of the Department of Development and Engineering be and are hereby authorized to execute Contract of Sale and Bargain and Sale Deeds for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

SECTION 6. A copy of the executed Contract and Deed shall be placed on file in the Office of the City Clerk.

SECTION 7. This Ordinance shall take effect upon publication and passage according to law.

STATEMENT

The purpose of this Ordinance is to authorize the sale of properties commonly referred to as the New York Susquehanna Western Railroad Right of Way to State of New Jersey, Department of Environmental Protection for \$700,000.

President Tucker called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Villani and failed of adoption by the following votes:

Yes: Council Members Branch, Carrino, Grant, Villani.

Not Voting: Council Members Harris, Martinez, Rice, President Tucker.

Absent:: Council Member Bradley.

At a later time in the meeting, after Ordinance 6-Ph, S & F-b, Council Members Martinez and Rice requested their vote be changed from not voting to the affirmative.

The motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

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Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani.
Not Voting: Council Member Harris, President Tucker.
Absent: Council Member Bradley.

President Tucker: The yeses are six, the noes are none, two not voting and one absent. The ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 27, Zoning: Chapter 1, Citation and Construction of Title; Definitions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to further amend the definition of "Public Garage".

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1: Title 27, Zoning; Chapter 1, Citation and Construction of Title; definitions of the revised ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented be and the same is hereby amended and supplemented to read as follows:

27:1-1 Short Title; Construction of Title; Definitions

.....

Public garage means any building or premises used for the storage or parking of one or more noncommercial, self-propelled vehicles or motorcycles, including storage for repair, demonstration, sale, rental, spot painting or adjustment of equipment. Repairs shall not include body and fender work and paint spraying. A salesroom conducted exclusively for the exhibition of not more than 10 vehicles as defined above shall not be classed as a public garage.

It shall be presumed that when the operators of non-commercial vehicles are using a building or premises as a public garage, they are doing so with the consent of the owner of the premises, unless the owners of such property shall:

- (1) post signs informing the public that vehicles using their property for parking or storage shall be towed at the operator's own expense; and provided

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- (2) that the owners authorize a towing company to tow any vehicle(s) parked on their property without the owners consent or take other reasonable precautions to insure that vehicles using their property for storage or parking are removed.

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SECTION 2: Any ordinance or part thereof inconsistent with the provisions herein be and are hereby repealed.

SECTION 3: This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This amendment to the definition of public garage will exclude from the definition those owners of property who post their property to prevent illegal parking and who take other measures to insure that their property is not used illegally.

President Tucker called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent:: Council Member Bradley.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 2, Administration, Chapter 15, Council Rules, Section 1, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, (To provide the City Clerk authorization to accept proposed legislation regarding City-owned real property and not place same on the Municipal Council Agenda if certain information is not forwarded by the City Administration).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 2, Administration, Chapter 15, Council Rules, Section 1, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended to add Rule V, as follows:

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Rule V. Agenda

- A) It shall be the responsibility of the City Administration to ensure that legislation pertaining to the transfer, sale or purchase of City-owned real property which is forwarded to the Municipal Council for its consideration state the use for which the property is to be transferred, sold or purchased; such legislation shall also contain a reverter clause stating that real property sold by the City shall revert to the City's ownership after one year from the effective date of the subject legislation if the purchasing entity has not made substantial progress in the development of such real property.
- B) If the above information relating to the purpose of the real property transfer, sale or purchase and/or the reverter clause itself is not included in proposed legislation when submitted to the Municipal Council for its consideration, the City Clerk shall have the authorization to accept the legislation and not place same on the Municipal Council agenda until such information is forwarded by the City Administration.

Section 2. This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This ordinance allows the City Clerk, relating to proposed legislation for the transfer, sale or purchase of City-owned real property, to accept such proposed legislation and not place same on Municipal Council agenda until such information is forwarded by the City Administration.

President Tucker called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent:: Council Member Bradley.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 25, Water, Chapter 4, Water Rules and Regulations, Section 22, Discontinuance of Service in Cases of Demolition of Buildings; Cost; Lien, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By establishing a disconnection fee).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 25:4-22, Discontinuance of Service in Cases of Demolition of Buildings; Cost; Lien, shall be amended to read in its entirety as follows:

Any person intending to demolish any building to which water is served by the Division shall give written notice thereof to the Division, and shall then cause the water service connection to be disconnected, at his expense, at the main in the street, in accordance with other requirements of this chapter. If not done within 10 days from the time of vacation of the premises for demolition, the Division shall cause the disconnection at the expense of the owner of the property. The expense thereof, if unpaid, shall become a lien on the property. The fee for a water service disconnection shall be paid by the designated demolition contractor or the property owner prior to the issuance of a demolition permit by the City. The fee for each water service disconnection shall be \$250.00.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

STATEMENT

This ordinance establishes a water service disconnection fee of \$250.00 in cases of demolition of buildings.

President Tucker called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent:: Council Member Bradley.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Senior Receptionist in the Department of Police).

(Creating new title in Police Department which more appropriately describes duties and responsibilities of employee now serving in title of Data Entry Machine Operator. Old title is common title. Salary range will remain the same. Represented by Ne49wark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6S&FK) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

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POSITION

Senior Receptionist (1) 1/1/91 \$17,149.77 - \$20,482.10
3552 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Senior Receptionist" more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Data Entry Machine Operator".

President Tucker called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Villani, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent:: Council Member Bradley.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-4, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulation on Mulberry Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-4, Parking Limited to One Hour, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Mulberry Street, from Market Street to Franklin Street.
West Side, from 9:00 a.m. to 4:00 p.m.

Mulberry Street, from Market Street to McCarter Highway
East side, from 9:00 a.m. to 4:00 p.m.

and by adding thereto:

Mulberry Street:

West side, from Market Street to Franklin Street
From 9:30 a.m. to 4:00 p.m., Monday through Friday
East side, from Market Street to McCarter Highway
From 9:30 a.m. to 4:00 p.m., Monday through Friday.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey

Section 4. This ordinance does not require approval of the Commissioner of Transportation.

STATEMENT: This ordinance deletes the one hour parking restriction along a portion of Mulberry Street on weekends.

President Tucker called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent:: Council Member Bradley.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 16, Chapter 9, Site Plan Review, Section 37, Off-Street Parking and Loading Area, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, (To establish additional off-street parking regulations).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 16, Chapter 9, Site Plan Review, Section 37, Off-street Parking and Loading Area shall be amended by adding subsection (h) to read as follows:

- (h) If stacked parking is utilized at the same gradient in residential developments, only those parking spaces with direct access to the street will be credited to the total number of off-street parking spaces required under Title 27 - Zoning.

Section 2. Any prior ordinance or parts thereof inconsistent herewith are hereby repealed.

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Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

Adoption of this ordinance will recognize only those parking spaces in residential developments with direct access to the street as being credited towards total number of off-street parking spaces required under Title 27-Zoning.

President Tucker called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent:: Council Member Bradley.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance ratifying and authorizing the execution of a Lease Agreement between the Redeemer Lutheran Church, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the sum of \$12,132.00 per year for a period of twelve (12) months.

WHEREAS, the premises commonly known as 664 Broadway, Block 731, Lot 1, on the Official Tax Maps and Tax Duplicate (year 1991) of the City of Newark, New Jersey, is needed for public purposes; and,

WHEREAS, the City of Newark, Tenant, and the Redeemer Lutheran Church, Landlord, desire to enter into a lease agreement for the premises, commonly known as 664 Broadway, Block 731, Lot 1, for a period beginning May 1, 1991 and ending April 30, 1992 for the sum of \$12,132.00

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with the Redeemer Lutheran Church, Landlord, for the leasing of the premises, commonly known as 664 Broadway, Block 731, Lot 1, pursuant N.J.S.A. 40A:12-15, for the period of May 1, 1991 through April 30, 1992.

Section 2. The Municipal Council of the City of Newark hereby ratifies the lease agreement between the City of Newark, Tenant, and the Redeemer Lutheran Church, Landlord, for the leasing of the premises, commonly known as 664 Broadway, Block 731, Lot 1, for the period beginning May 1, 1991 to the adoption of this Ordinance.

Section 3. The City of Newark shall, as a consideration for said lease agreement, pay the owner the sum of \$12,132.00 in equal monthly installments of \$1,011.00, for the term of the lease, beginning May 1, 1991 and ending April 30, 1992.

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Section 4. A copy of the lease agreement is attached hereto and made part hereof.

Section 5. A copy of this lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 7. Attached hereto is a Certification from the Municipal Comptroller in the amount of \$12,132.00.

Statement:

Passage of this Ordinance will ratify and authorize a lease agreement between the City of Newark, Tenant, and the Redeemer Lutheran Church, Landlord, for utilization of 664 Broadway as the North Newark Senior Citizen Center. The period of the lease agreement will be from May 1, 1991 through April 30, 1992 and the total consideration for said period shall be \$12,132.00.

President Tucker called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent:: Council Member Bradley.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage.

6-S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Sections 23:5-2, 23:5-4 of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Halsey Street. (East Ward)

(Copy of ordinance submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering; further directing the City Clerk to request the Department of Transportation, Division of Traffic Engineering to expedite approval on this ordinance was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Bradley.

Hearings of Citizens.

- 6-HC-a. **MS. BETTY LOVE, 195 - 1ST STREET, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council relative to conditions existing at Garden Spires especially lack of heat, hot and cold water and elevator services. She also expressed her concerns about the process of the screening committee for tenants. She noted the landlord opined it was his prerogative to rent apartments with tenants of his choice.

President Tucker directed the City Clerk to invite Code Enforcement and the owner of this property to meet with the Municipal Council at a future special conference and that an inspection of this property should be made and a report by the inspector be made thereon at said meeting.

Council Member Harris indicated that at a future meeting he would introduce a motion urging the Judges to address this critical situation by requiring owners to reside in buildings they own that have continued violations.

- 6-HC-b. **MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council relative to the status of the Office of the Homeless, the Lederle Project and the necessity of accountability by City Government. He requested that if the Mayor did not create an Office for the Homeless then the Governing Body should assume that responsibility.

President Tucker directed the City Clerk to send a verbatim transcript of Mr. Hurtz's remarks to the Business Administrator and to the Acting Director of Health and Human Services for their immediate attention and necessary action.

Council Member Villani indicated she had met with the Mayor and he is working on such a commission and the Commission on the Homeless would be the first matter on his agenda.

- 6-HC-c. **MR. WILLIAM WALLACE, 105 CARNEGIE AVENUE, EAST ORANGE, NEW JERSEY** addressed the Members of the Municipal with respect to a shopper's parking lot on the corner of Lafayette and Broad Streets.

- 6-HC-d. **MS. SYLVIA ZISMAN, 104 WARWICK CIRCLE, SPRINGFIELD, NEW JERSEY** addressed the Members of the Municipal Council with respect to the necessity of a nuclear free zone, a comprehensive test ban and arms trade.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

A motion to consider Resolutions 7-R-cx (A.S.), 7-R-cy (A.S.), 7-R-db (A.S.), 7-R-de (A.S.), 7-R-df (A.S.), 7-R-dg (A.S.) and 7-R-dh (A.S.) at this time was made by Council Member Harris, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

7-R-cx.
(A.S.)

Resolution authorizing President of the Municipal Council to execute contract with Ms. Maryellen Vassalor for services to advise City on implementation of monitoring system for local cable television provider, to develop studio facilities for establishment of government channel on local cable system, and to provide technical assistance to attorneys in conjunction with negotiations involving Cablevision and Gateway Cable, for total sum not to exceed \$5,000., for period November 6, 1991 to January 31, 1992. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Bradley.

7-R-cy.
(A.S.)

Resolution authorizing President of the Municipal Council to execute contract with Miller & Holbrook, Attorneys at Law, 1225 Nineteenth Street, N.W., Washington, D.C., to represent City of Newark before Board of Public Utilities and to negotiate with current cable television franchise and prospective purchaser of same, for sum not to exceed \$30,000. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Bradley.

7-R-db.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Development to enter into contract with The Centre, Inc., a New Jersey non-profit corporation, for purpose of rehabilitating 23-35 Elizabeth Avenue to provide Day Care facility for low and moderate income families, for period November 1, 1991 through October 31, 1992, in amount of \$180,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Bradley.

7-R-de.
(A.S.)

Resolution authorizing President of the Municipal Council to execute Change Order with FARANCZ Painting Conservation Studio, Inc., for purpose of restoring art work and rehabilitating Municipal Council Chamber, for total sum of \$37,000., change order per Resolution 7-R-ed, July 3, 1991, to be completed within ninety days from execution of amended contract.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Bradley.

7-R-df.
(A.S.)

Resolution authorizing President of the Municipal Council, on behalf of the Municipal Council, to execute agreement with Don Miller Studio, 14 Stanford Place, Montclair, New Jersey, for painting portraits of New Municipal Council Members, at a cost not to exceed \$52,000., work to be completed within six months from date of execution of contract. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Not Voting: Council Member Harris.

Absent: Council Member Bradley.

7-R-dg.
(A.S.)

Resolution amending Resolution 7-R-ej (A.S.), June 19, 1991, authorizing contract with Wilson Woodridge, Architect and Mikesell and Associates, a joint venture, for design and architectural services for renovation and rehabilitation of premises known as 2nd floor, 295 Halsey Street, Newark, New Jersey and the City Archives, 4th Floor, City Hall, Newark, New Jersey, to read Mikesell and Associates. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley.

7-R-dh.
(A.S.)

Resolution by the Newark Municipal Council urging the Mayor and the Municipal Unions that the City Administration consider in this budget planning year for 1992 a furlough program for all municipal employees as one alternative to lessen the severity of potential municipal employee lay offs.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley.

Council Member Harris excused himself from the meeting at 2:20 P.M.

7-R-a.

Resolution authorizing Mayor and Business Administrator to execute contract with Hay Management Consultants, 1271 Avenue of the Americas, New York, New York, for professional services relating to the preparation, analysis and presentation of compensation and benefits information for negotiations and interest arbitrations affecting rank-and-file and superior officers in the Police and Fire Departments, maximum amount of contract is \$50,000., inclusive of administrative costs, which amount shall not exceed \$10,000. in 1991 and not to exceed \$40,000. in 1992, \$10,000. provided in Division of Personnel. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1(a)(ii))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

At a later time in the meeting, after Resolution 7-R-ct (A.S.) a motion to reconsider this resolution was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

A motion to remove this resolution from the table was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

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Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and failed of adoption by the following votes:

Yes: Council Members Branch, Rice, Villani, President Tucker.

No: Council Member Martinez.

Not Voting: Council Members Carrino, Grant.

Absent: Council Members Harris, Bradley.

- 7-R-b. Resolution ratifying and authorizing Mayor and Budget Officer to file FY 1991-92 Tourism matching grant application with New Jersey Department of Commerce and Economic Development, Division of Travel and Tourism, in amount of \$23,750., to be matched by 1992 Municipal Budget in amount of \$23,750., totalling \$47,500. (To redesign and update promotional materials to attract visitors and publicize its attributes)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-c. Resolution ratifying and authorizing Business Administrator to enter into contract with Pestex Pest Control Services, 61 Bryant Street, Newark, New Jersey 07104, lowest responsible bidder, for providing Exterminating Services for City of Newark, for period July 1, 1991 to June 30, 1992, contract shall not exceed \$65,000., \$8,650. provided in Division of Public Buildings.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-d. Resolution ratifying and authorizing Business Administrator to enter into contract with Drew Funeral Home, 605 Sanford Avenue, Newark, New Jersey 07106, lowest responsible bidder, for providing Burial of the Indigent Dead Services for City of Newark, for period August 1, 1991 to July 31, 1992, for sum not to exceed \$200,000.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-e. Resolution ratifying and authorizing Mayor and Director of Development to execute and enter into contract with Newark Economic Development Corporation Inc., a New Jersey non-profit corporation, for performing certain administrative services in conjunction with various commercial and economic development programs, more specifically identified in contract, for period July 1, 1991 to June 30, 1992, NEDC shall receive funds totalling \$500,000. from Miscellaneous Revenues Receipts.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant and Newark Economic and Development Corporation Executive Director Faiella to meet with the Municipal Council at its November 18, 1991 rescheduled pre-meeting conference was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-f. Resolution ratifying and authorizing Mayor and Director of Development to execute and enter into contract with Interracial Council for Business Opportunity Inc., 40 Clinton Street, Newark, New Jersey 07102, for providing management and business development courses to low income entrepreneurs and potential business owners, specifically identified in contract, for period October 1, 1991 to September 30, 1992, ICBO shall receive funds totalling \$50,000., funds provided by HCDA, Year XVI.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-g. Resolution ratifying and authorizing Director of Development to execute Mortgage and Note with Owner of Record, Avril Caesar, 127 Old Short Hills Road, #146, West Orange, New Jersey 07052, to reimburse the Division of Property Management the sum of \$12,369.50 for maintenance and repair costs expended prior to Vacation of Judgement on property known as 373 Morris Avenue, Block 254, Lot 23.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-h. Resolution authorizing Mayor and Director of Engineering to execute contract with Hazen & Sawyer - Clinton Bogert Associates, 10 Mountainview Road, Upper Saddle River, New Jersey 07458, for professional services for the annual safety review, audit and annual report of the Risk Management Program for the Charlotteburg Treatment Plant in compliance with State of New Jersey Toxic Catastrophe Prevention Act, for fee not to exceed \$13,000., funds provided in 1991 Operating Budget of Division of Water/Sewer Utility, to be completed by December 1, 1991. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 (1) (a) (i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-i. Resolution authorizing Mayor and Director of Engineering to execute contract with Ebasco Services, Inc., 160 Chubb Avenue, Lyndhurst, New Jersey 07071, for professional services for resident engineering services and supervision of construction for the Rehabilitation of the Canistear Reservoir Dam and Appurtenances, for fee not to exceed \$57,600., funds provided by Ordinance 6-S & F-b, July 26, 1988, to be completed by July, 1992. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 (1) (a) (i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

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- 7-R-j. Resolution authorizing Mayor and Director of Engineering to execute contract with Micelli, Kulik, Williams and Associates, 39 Park Avenue, Rutherford, New Jersey 07070, for Professional Design Services for Renovations to Military Park, for total sum of \$40,000., to be completed within 90 days of Notice to Proceed. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 (1) (a) (i))**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-k. Resolution ratifying and authorizing Mayor and Director of Engineering to enter into and execute contract with Love Newark Committee of the Greater Newark Chamber of Commerce, to continue to provide high quality City-wide beautification support services for its residents, for period May 1, 1991 to April 30, 1992, contract in amount of \$20,000., to be paid from HCDA, Year XVII.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-l. Resolution authorizing Mayor and Director of Engineering to accept proposal of and enter into agreement with Civil Dynamics, Inc., P.O. Box 730, Highland Lakes, New Jersey, 07422, for professional services for Dam Inspections, for total sum of \$149,900., funds provided in 1991 Operating Budget of Division of Water/Sewer Utility. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1) (a) (i))**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-m. Resolution authorizing Director of Engineering to execute grant agreement with New Jersey Department of Environmental Protection for grant in amount of 50% of the project or \$1,000,000. whichever is less, for the rehabilitation of Clinton Reservoir.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-n. Resolution ratifying action taken by Mayor and Director of Engineering to secure services of Granada Construction Corp., pursuant to N.J.S.A. 40A:11-6; further, authorizing Mayor and Director of Engineering to execute contract with Granada Construction Corp., 147 Thomas Street, Newark, New Jersey 07114, lowest responsible proposal, for emergency sewer repairs on Van Buren Street between Lafayette Street and Ferry Street, for total sum of \$9,650.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-o.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to apply for and accept grant award from New Jersey State Department of Health, in amount of \$40,423., for period October 1, 1991 to June 30, 1992, for provision of AIDS Education/Prevention Services.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-R-p.** Resolution authorizing Mayor and Acting Director of Health and Human Services to file application with State of New Jersey, Department of Health, requesting funds in amount of \$462,300., City in-kind contribution-\$285,322., totalling \$747,622., to continue the Newark Childhood Lead Poisoning and Control Program.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-R-q.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds from New Jersey State Department of Health in amount of \$113,500., for period July 1, 1991 to June 30, 1992, for provision of Urban Rodent Control Services.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-R-r.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with West Ward Cultural Center, for providing educational and cultural services to its youth population, for period May 1, 1991 to April 30, 1992, in amount of \$7,500., funds provided in HCDA, Year XVII.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-R-s.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Unified Vailsburg Service Organization, for providing senior citizen transportation services, for period May 1, 1991 to April 30, 1992, in amount of \$38,000., funds provided by HCDA, Year XVII.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.

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7-R-t.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with New Hope Development Day Care Center, for providing day care services, for period June 1, 1991 to May 31, 1992, in amount of \$34,413., funds provided by HCDA, Year XVII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

7-R-u.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Chen Day Care Center, for providing day care services, for period June 1, 1992 to May 31, 1992, in amount of \$29,364., funds provided by HCDA, Year XVII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

7-R-v.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with North Ward Child Development Center, for providing day care services, for period June 1, 1991 to May 31, 1992, in amount of \$36,601., funds provided by HCDA, Year XVII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

7-R-w.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Newark Literacy Campaign, for providing high quality literacy tutoring services to its residents, for period May 1, 1991 to April 30, 1992, in amount of \$45,000., funds provided by HCDA, Year XVII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

7-R-x.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Greater Newark Conservancy, for providing high quality neighborhood improvements and beautification services to its low and moderate income residents, for period May 1, 1991 to April 30, 1992, in amount of \$25,000., funds provided by HCDA, Year XVII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-y. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with La Casa de Don Pedro Housing Support Services, for providing housing and social support assistance, for period May 1, 1991 to April 30, 1992, in amount of \$30,000., funds provided by HCDA, Year XVII.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-z. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Independence High School, for providing educational opportunity to its youth, for period May 1, 1991 to April 30, 1992, in amount of \$15,000., funds provided by HCDA, Year XVII.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-ba. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Chad School, to continue to provide educational support services, for period September 2, 1991 to June 30, 1992, in amount of \$50,000., funds provided in H.C.D.A. XVI and XVII.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-bb. Resolution ratifying and authorizing Mayor and Acting Mayor of Health and Human Services to enter into and execute contract with Turning Point, Inc., to provide social services to substance abuse population, for period May 1, 1991 through April 30, 1992, in amount of \$30,000.; funds provided in H.C.D.A. XVII.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-bc. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Youth Development Clinic, Inc., to provide high quality ambulatory health services, for period July 1, 1991 to April 30, 1992, in amount of \$37,097.60; funds provided in 1991 Budget. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

7-R-bd. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Youth Development Clinic, Inc., to provide ambulatory health services to residents of Newark, for period August 1, 1991 through July 31, 1992, in amount of \$42,000.; funds provided in H.C.D.A. XVII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.

7-R-be. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Boys' and Girls' Clubs of Newark, for period May 1, 1991 to April 30, 1992, to provide youth development services to Newark youth ages 6 - 18, in amount of \$75,000.; funds provided in H.C.D.A. XVII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.

7-R-bf. Resolution amending Resolution 7-R-w, September 5, 1990 authorizing Mayor and Acting Director of Health and Human Services to accept funds from State Department of Health in amount of \$58,970., for purpose of providing AIDS Education/Prevention Services, for period July 1, 1990 through June 30, 1991, by accepting additional funds in amount of \$14,743., totalling \$73,713., and extending grant award through September 30, 1991.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.

7-R-bg. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with The Apostle's House, Inc., to provide social services to homeless families, for period May 1, 1991 through April 30, 1992, in amount of \$45,000.; funds provided in H.C.D.A. XVII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.

7-R-bh. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Edward Blot, M.D., for provision of medical services to homeless individuals and families, for period May 1, 1991 through October 31, 1991; contract shall not exceed \$14,571.72; funds available from U.S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-bi. Resolution amending Resolution 7-R-t, February 20, 1991, acceptance of funds from United States Department of Housing and Urban Development, for rehabilitation of buildings for use as emergency shelter services, in total amount of \$518,144, for period April 1, 1990 to June 30, 1991, by extending period of services through August 30, 1991; all other provisions shall remain in full force and effect.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-bj. Resolution authorizing Acting Director of Health and Human Services to issue reward in amount of \$1,000. to citizen of record, for providing information and testimony that led to arrest and conviction of illegal dumper.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-bk. Resolution authorizing Acting Director of Health and Human Services to issue reward in amount of \$1,000. to citizen of record, for providing information and testimony that led to arrest and conviction of illegal dumper.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-bl. Resolution authorizing Mayor and Acting Director of Health and Human Services to accept funds from and enter into contract with New Jersey State Department of Health, Communicable Disease Control Services, for provision of Sexually Transmitted Disease Services to residents, for period July 1, 1991 through June 30, 1992, in amount of \$171,918., City in-kind matching funds-\$488,219., totalling \$660,137.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-bm. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Imran A. Shilleh, M.D., for provision of medical services to homeless individuals and families, for period May 1, 1991 through October 31, 1991; contract shall not exceed \$3,571.50; funds available from U.S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

7-R-bn.

Resolution authorizing Director of Finance to enter into and execute contract with Samuel Klein & Company and David M. Griffith Associates, to provide accounting advice on recovering costs for wastewater operations, for amount not to exceed \$45,000., for period of sixty days from date of execution of contract. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

7-R-bo.

Resolution authorizing Director of Finance to issue check in amount of \$15,000., to Dircia Bautista and her attorney, Blair Swillman, 50 Union Avenue, Irvington, New Jersey 07111, upon receipt of all settlement documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, for personal injuries sustained when plaintiff fell while walking on Heller Parkway between Woodside Avenue and Mt. Prospect Avenue.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

7-R-bp.

Resolution authorizing Director of Finance to cancel outstanding water/sewer charges, interest and penalties, in amount of \$3,603.73, on property known as 551 South Orange Avenue, Block 1789, Lot 028, which City of Newark has foreclosed pursuant to In Rem Foreclosure.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

7-R-bq.

Resolution authorizing Tax Collector and Manager of Division of Tax Abatement to cancel real estate taxes and any outstanding penalties and interest in full for years 1988 and 1989 and \$10,329.74 for 1990 and to give land tax credit of \$7,288.71 in 1991 for Block 5020, Lot 92.01, 445-453 Wilson Avenue (445 Urban Renewal Corporation) (East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

7-R-br.

Resolution authorizing Tax Collector to hold Tax Sale on November 21, 1991 in Municipal Court, Part V, at 10:30 A.M. to enforce municipal liens for outstanding, delinquent tax and water arrears on books and records of Tax Collector, pursuant to N.J.S.A. 54:5-19 et seq.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

7-R-bs.

Resolution authorizing City Treasurer to issue check in amount of \$125., to Kenneth Ballman, 312 Manor Avenue, Cranford, New Jersey, 07016, refund of Certificate of Code Compliance which was never issued.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

7-R-bt.

Resolution authorizing City Treasurer to issue refund check in amount of \$475.62, to Karl Sears, 39 Ledgewood Drive, Brookfield, Connecticut 06804, as result of overpayment made due to high estimated bills of water/sewer charges for Account No. 10-512-2550-00, 29 Humboldt Street, Block 1891, Lot 054.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

7-R-bu.

Resolution authorizing City Treasurer to issue refund check in amount of \$308.47, to Ferdinand Dennis, 866 Lyons Avenue, Irvington, New Jersey 07111, as result of overpayment made due to high estimated bills of water/sewer charges for Account No. 11-530-0050-00, 183 North 11th Street, Block 1938, Lot 047.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

7-R-bv.

Resolution authorizing City Treasurer to issue refund check in amount of \$220.06, to Penn Federal Savings Bank, 622 Eagle Rock Avenue, West Orange, New Jersey 07052, as result of overpayment due to high estimated bills on water/sewer charges for Account No. 09-467-0650-00, 43 Ferry Street, Block 0184, Lot 056.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

7-R-bw.

Resolution authorizing City Treasurer to issue refund check in amount of \$216. to Martin B. Greenberg, 721 Ridgewood Road, Millburn, New Jersey, for permits not used due to loss of building by fire.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

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7-R-bx. Resolution authorizing City Treasurer to issue refund check in amount of \$4,147.45 to JF Prealt, c/o JFP Realty Inc., 1530 Palisade Avenue, Apt #29S, Fort Lee, New Jersey 07024, as result of overpayment due to high estimated bills on water/sewer charges for Account No. 08-380-2950-00, 189 Clifford Street, Block 1125, Lot 014.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.

7-R-by. Resolution approving determination of Central Planning Board that City Tax Block 17, Lot(s) 1, 5, 20, 21, 23, 34, 49, 103, 104, 105, 106, 107, 109, 111 & 121 (14-28 Park Place, 244-34 Rector Street, 951-975 McCarter Highway and 1-39 Saybrook Place), specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey, N.J.S.A. 40:55-21.1 et seq. as amended.
(Performing Arts Center - East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.

7-R-bz. Resolution granting tax exemption on improvements on property 451-461 Bloomfield Avenue, Block 643, Lot 32, owned by Biase Realty Company, for period commencing January 1, 1992 and terminating December 31, 1996; pursuant to Revised Ordinances of City of Newark, New Jersey 1966, 10:1-1 et seq., as amended and supplemented.
(North Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.

7-R-ca. Resolution amending Resolution 7-R-bh, November 16, 1987, designating bus stops by deleting therefrom bus stop along Clinton Avenue, westbound on the northerly side thereof at South 13th Street, Northside, beginning at the easterly curblin of South 13th Street and extending 105 feet easterly therefrom; adding bus stops along Clinton Avenue, westbound on the northerly side thereof at South 12th Street, farside, beginning at the westerly curblin of South 12th Street and extending 105 feet westerly therefrom; pursuant to N.J.S.A. 39:4-197.
(South Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.

7-R-cb. Resolution amending Resolution 7-R-bh, November 16, 1987, designating bus stops by deleting therefrom bus stop along Clifton Avenue, northbound on the easterly side thereof at East 7th Avenue, midblock, beginning at the southerly curblin of East 7th Avenue and extending 105 feet southerly therefrom; adding bus stop, along Pacific Street, northbound on the easterly side thereof at Malvern Street, near side, beginning at the southerly curblin of Malvern Street and extending 105 feet southerly therefrom; pursuant to N.J.S.A. 39:4-197.
(North and East Wards)
(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cc.** Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Upper University Heights Project, \$21,000.; item available from New Jersey State Department of Community Affairs, Neighborhood Preservation Balanced Housing Program. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cd.** Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Operations, \$25,000.; item available from Newark Housing Authority. (Police Department entered into agreement with Housing Authority and Center for Community Education, Rutgers University to accept funds in amount of \$25,000. to provide education on drug abuse and crime prevention) (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-ce.** Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Combined Sewer Overflow Correction Study, \$472,239., item available from New Jersey State Department of Environmental Protection. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cf.** Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, AIDS Education/Prevention, \$14,743., item available from New Jersey State Department of Health. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cg.** Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Special Supplemental Food Program for Infants and Childrer W.I.C. Immunization Initiative, \$25,000., item available from Johnson & Johnson Mother & Child Health Program through a grant from Tri-State United Way's Critical Needs Fund. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-ch. Resolution authorizing transfer of funds from Police Department, Director's Office, Personnel Services, Salaries and Wages-\$276,000. to Other Pay-\$276,000.; pursuant to N.J.S.A. 40A:4-58.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-ci. Resolution authorizing transfer of Housing and Community Development Act, Seventeenth Year (HCDA XVII) funds, from Building Inspections, Salaries and Wages-\$65,502. to Building Inspections II, Salaries and Wages-\$65,502.; pursuant to Ordinance 6-S & F-d, April 16, 1980. (Transfers the activity of 2 Inspectors in Land Use to Department of Health and Human Services for the purpose of Lead Poisoning investigations)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cj. Resolution authorizing transfer of Housing and Community Development Act, Eleventh Year (HCDA XI) funds, from Rehabilitation & Preservation, Other Expenses-\$102,433. to Boys' & Girls' Clubs of Newark, Inc., Other Expenses-\$77,433., Newark Coalition of Small Business Development, Inc., Other Expenses-\$25,000., totalling \$102,433.; pursuant to Ordinance 6-S & F-d, April 16, 1980. (Establishes two new activities for the provision of social services and technical assistance)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-ck. Resolution urging the Criminal Justice System in the State of New Jersey to begin trying juveniles, who continue to steal automobiles, as adults in Criminal Court and further encouraging the New Jersey State Legislature to introduce legislation which would make it mandatory for youngsters perpetrating this crime to be tried as an adult in criminal court.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cl. Resolution approving tax abatement and financial agreement for Broad Street Urban Renewal Corporation for rehabilitation of former S. Klein building into retail/commercial space at 689-691 Broad Street, Block 52, Lot 38, granting exemption from taxation on improvements for a co-terminus period of 15 years from the date of issuance of Certificate of Occupancy to coincide with completion of Phase I and pursuant to N.J.S.A. 40:55C-65, and only so long as the entity is subject to and complies with said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon the further condition that the entity withdraw its pending tax appeal and does not file a petition of tax appeal for premises during period of exemption, except as the Financial Agreement permits; further requiring that the Three Phase project be completed within three years from the adoption of this resolution.**

Formula is to be calculated at 2% of the project cost for the first five years and 15% of annual gross revenue for the last ten years.

(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cm.** Resolution authorizing Corporation Counsel to execute stipulation of settlement and other pertinent documents in matter of Hampton Hills Associates vs. City of Newark; further authorizing the Mayor to execute on the City's behalf an amendment to the tax abatement agreement authorized by Resolution 7-R-ca, December 8, 1982, which clarifies the meaning of the term "Annual Gross Revenues" and reduces the percentage to be applied to the annual gross revenues from $7\frac{1}{2}$ percent to 7 percent and specifically provides that the entity will be responsible for its own solid waste collection.

(106-120, 122-136 Elizabeth Avenue; 9-27, 10-28 East Alpine Street; 181 $\frac{1}{2}$ -191, 193-205 $\frac{1}{2}$ Sherman Avenue; 11-33 Hunter Street) (South Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Grant, Martinez.

Absent: Council Members Bradley, Harris.

- 7-R-cn.** Resolution granting a period of extension for P.S.A. Urban Renewal Corporation to comply with terms of Tax Abatement Resolution 7-R-b (S-3), May 27, 1986, 67-69-71 James Street, Block 44, Lots 33, 35, 36 and 37, by allowing the entity one year from adoption of resolution to acquire title to property and complete project. (East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by President Tucker, by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-co.** Resolution approving payment plan in amount of \$61,725.58 for interest balance accrued to December 31, 1991, on Armark Distribution Corporation, 601 Doremus Avenue, payroll taxes for years 1986-1990; further waiving penalty of \$30,862.78 assessed on said entity, and acceptance of \$250,685. for the principal outstanding balance of payroll taxes accumulated for years 1986-1990.

(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Grant, Martinez.

Absent: Council Members Bradley, Harris.

- 7-R-cp.** Resolution granting extension of leave of absence without pay to Deborah Nicastro, Secretarial Assistant, Office of the City Clerk.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Grant, Martinez.

Absent: Council Members Bradley, Harris.

- 7-R-cq. Resolution rescinding Resolution 7-R-bg (A.S.), October 16, 1991 "Resolution rescinding Parking Limited to One Hour regulation on Ferry Street, both sides, from Madison Street to Adam Street, from 9:30 A.M. to 6:00 P.M., except Sundays, and adding Parking be Limited to Two Hours on Ferry Street, both sides, from Madison Street to Adams Street, from 9:30 A.M. to 6:00 P.M., except Sundays, for a period of 90 days from date of adoption of this resolution."**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Grant, Martinez.

Absent: Council Members Bradley, Harris.

- 7-R-cr. Resolution expressing profound sorrow and regret at the passing of Mr. Anthony L. Berardi of Rahway.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-1. Resolution recognizing and commending Reverend James Perry, Sr., renowned Pastor of Mt. Vernon Church, on the distinguished occasion of celebrating his 39th Pastoral Anniversary.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-2. Resolution recognizing and commending AD House on its 10th anniversary.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-3. Resolution recognizing and commending the highly acclaimed vocal group, "The Whispers".**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-4. Resolution wishing Mr. Agostinho "Gus" Barbosa a happy retirement from the Newark Fire Department.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-5. Resolution recognizing and commending the members of the Essex County Sheriff's Department who participated in the narcotics raid on Salem Street on September 27, 1991.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martienz, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-6. Resolution recognizing and commending the members of the Newark Police Department who participated in the narcotics raid at 1017 South Orange Avenue on October 7, 1991.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-7. Resolution recognizing and commending Detective Sable, canine of the Bureau of Narcotics in the Essex County Sheriff's Department for her meritorious achievements.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-8. Resolution recognizing and commending Detective Vinnie, canine of the Bureau of Narcotics in the Essex County Sheriff's Department for his meritorious achievements.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-9. Resolution recognizing and commending Sergeant Ronald Parm and Officers Richard DeLuca, Daniel Helber, Kenneth Santora, Jose Nunes, Samuel Smith, Kimberly Brown, George Mike and Frank Gialanella of the Newark Police Department assigned to the mini precinct located on South Orange Avenue in Newark.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-10. Resolution recognizing and commending the Members of the Newark Police Department who participated in the narcotics raid on Salem Street on September 27, 1991.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-11. Resolution recognizing and commending Warren Street School on the joyous occasion of its 100th Anniversary Celebration.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-12. Resolution recognizing and commending Mr. and Mrs. Charles Zizza on the grand occasion of their Golden Wedding anniversary celebration joyously held on November 2, 1991.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-13. Resolution recognizing and commending the Lightsey, McClain Family on the grand occasion of their annual family reunion joyously held in July 1991.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-14. Resolution recognizing and commending the Newark Collaboration Group's 1991 "Unity Jam" Youth Conference.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-15. Resolution recognizing and commending "Rapper" KRS-ONE as guest speaker at the 1991 NCG "Unity Jam" Youth Conference.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-16. Resolution recognizing and commending Geraldine "Gigi" Foushee, a member of the Essex County Sheriff's Office, in being named Warden of the Essex County Jail.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-17a. Resolution recognizing and commending Weequahic High School Student, Miokar Wehye, a 1991 George Washington Honor Medal recipient awarded by the Freedom Foundation.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-17b. Resolution recognizing and commending Weequahic High School Student, Vera Rogers, a 1991 George Washington Honor Medal recipient, awarded by the Freedom Foundation.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cs-18. Resolution recognizing and commending Ms. Mary Ward and Mr. Neal Grant for their gallantry and valor in assisting the Newark Fire Department in saving the life of a woman trapped in an apartment that was engulfed in fire and smoke.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-ct-1. Resolution recognizing and commending Victor Daniel Caponegro, Sr., on
(A.S.) his election as National Commander of the Italian American War Veterans of the United States.

A motion to adopt the resolution was made by Council Member Carrino, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-ct-2. Resolution recognizing and commending Adelaide Krutsick on her election
(A.S.) as National President of the Ladies Auxiliary of the Italian American War Veterans of the United States.

A motion to adopt the resolution was made by Council Member Carrino, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-ct-3. Resolution recognizing and commending First Fidelity Bancorporation of New
(A.S.) Jersey for providing financial assistance to ailing City National Bank in Newark and for its generous donation to the United Negro College Fund, Inc.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-ct-4. Resolution recognizing and commending the members (past and present) of
(A.S.) the Count Basie Orchestra.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-ct-5. Resolution recognizing and commending J. M. Miller, longtime follower of
(A.S.) the Count Basie Orchestra.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-ct-6. Resolution recognizing and commending the Metro Newark Chamber of Commerce.
(A.S.)

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-ct-7.
(A.S.)** Resolution recognizing and commending the Senior Citizen Honorees of the Hispanic Golden Years Banquet held at the Newark Public Library's Centennial Hall on October 16, 1991.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-ct-8.
(A.S.)** Resolution recognizing and commending all of the Essex County Delegation winners in the November 5th Assembly and Senate Electoral Campaigns.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cu.
(A.S.)** Resolution authorizing Public Auction of City-owned properties not required for governmental purposes on December 5, 1991, to be held at Quality Inn, 50 Park Place, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-13(a), and authorizing advertising of Exhibits A, B and C; bids received will be presented to the Municipal Council on December 18, 1991, but not later than at its second regularly scheduled meeting following the auction at which time they will be either accepted or rejected as provided by law.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cv.
(A.S.)** Resolution ratifying and authorizing Mayor and Director of Development to execute and enter into contract with Newark Coalition of Small Business, a New Jersey non-profit corporation, for purpose of providing management and technical assistance to start-up and existing businesses throughout City, specifically described in contract, which programs are consistent with Title I eligibility guidelines, for period July 1, 1991 through June 30, 1992, in amount of \$25,000.; funds provided in H.C.D.A. Year XVII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cw.
(A.S.)** Resolution posthumously recognizing and commending Nicholas Gianotto on the occasion of having the intersection of Bloomfield Avenue, Fifth Street and First Avenue dedicated in his honor for ceremonial purposes.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-cx.
(A.S.) Resolution authorizing President of the Municipal Council to execute contract with Ms. Maryellen Vassalor for services to advise City on implementation of monitoring system for local cable television provider, to develop studio facilities for establishment of government channel on local cable system, and to provide technical assistance to attorneys in conjunction with negotiations involving Cablevision and Gateway Cable, for total sum not to exceed \$5,000., for period November 6, 1991 to January 31, 1992. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(For action on this resolution, see page 19 in the minutes of this meeting)

- 7-R-cy.
(A.S.) Resolution authorizing President of the Municipal Council to execute contract with Miller & Holbrook, Attorneys at Law, 1225 Nineteenth Street, N.W., Washington, D.C., to represent City of Newark before Board of Public Utilities and to negotiate with current cable television franchise and prospective purchaser of same, for sum not to exceed \$30,000. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(For action on this resolution, see page 19 in the minutes of this meeting)

- 7-R-cz.
(A.S.) Resolution authorizing Business Administrator to enter into and execute contract with Coopers and Lybrand to conduct solid waste disposal study, for amount not to exceed \$58,986., for period commencing upon execution of contract and to be completed not later than sixty days from execution date. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh and Engineering Director Zach to meet with the Municipal Council at its rescheduled pre-meeting conference of November 18, 1991, was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-da.
(A.S.) Resolution amending Resolution 7-R-k, September 4, 1991, authorizing Director of Development to execute Conditional Bargain and Sale Deed for 17 North 7th Street, Block 1974, Lot 44, for sum of \$500., to Lucinda Samuels, subject to homestead conditions.... by authorizing execution of a Bargain and Sale Deed; all other provisions remain the same.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-db.
(A.S.) Resolution ratifying and authorizing Mayor and Director of Development to enter into contract with The Centre, Inc., a New Jersey non-profit corporation, for purpose of rehabilitating 23-35 Elizabeth Avenue to provide Day Care facility for low and moderate income families, for period November 1, 1991 through October 31, 1992, in amount of \$180,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see page 19 in the minutes of this meeting)

- 7-R-dc.
(A.S.) Resolution authorizing Mayor and Director of Development to submit application and enter into contract for Neighborhood Preservation Balanced Housing Program funds, in amount of \$1,954,200. with New Jersey Department of Community Affairs, on behalf of the Terrace Heights Development Corporation for rehabilitation of 10 Osborne Terrace and 7-11 Hedden Terrace into 70 low income rental units.
 (South Ward)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-dd.
(A.S.) Resolution supporting proposal of the Riverbank Urban Renewal Inc. for an Ironbound Parking Facility and Professional Office Building at 17 Clover Street and 64-84 Van Buren Street, Block 1991, Lots 42 and 60.

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-R-de.
(A.S.) Resolution authorizing President of the Municipal Council to execute Change Order with FARANCZ Painting Conservation Studio, Inc., for purpose of restoring art work and rehabilitating Municipal Council Chamber, for total sum of \$37,000., change order per Resolution 7-R-ed, July 3, 1991, to be completed within ninety days from execution of amended contract.

(For action on the resolution, see page 19 in the minutes of this meeting)

- 7-R-df.
(A.S.) Resolution authorizing President of the Municipal Council, on behalf of the Municipal Council, to execute agreement with Don Miller Studio, 14 Stanford Place, Montclair, New Jersey, for painting portraits of New Municipal Council Members, at a cost not to exceed \$52,000., work to be completed within six months from date of execution of contract. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(For action on the resolution, see pages 19 and 20 in the minutes of this meeting)

- 7-R-dg.
(A.S.) Resolution amending Resolution 7-R-ej (A.S.), June 19, 1991, authorizing contract with Wilson Woodridge, Architect and Mikesell and Associates, a joint venture, for design and architectural services for renovation and rehabilitation of premises known as 2nd floor, 295 Halsey Street, Newark, New Jersey and the City Archives, 4th Floor, City Hall, Newark, New Jersey, to read Mikesell and Associates. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(For action on the resolution, see page 20 in the minutes of this meeting)

- 7-R-dh.
(A.S.) Resolution by the Newark Municipal Council urging the Mayor and the Municipal Unions that the City Administration consider in this budget planning year for 1992 a furlough program for all municipal employees as one alternative to lessen the severity of potential municipal employee lay offs.

(For action on the resolution, see page 20 in the minutes of this meeting)

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At a later time in the meeting, after Motion 7-M-ba, a motion to consider Resolutions 7-R-di (A.S.) and 7-R-dj (A.S.) was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Grant, Martinez, Rice, Villani, President Tucker.

Not Voting: Council Member Carrino.

Absent: Council Members Bradley, Harris.

7-R-di.
(A.S.)

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute grant agreement with Newark Performing Arts Corporation, Inc., for research and performances in the area of Gospel music, for period January 1, 1991 through December 31, 1991, in amount of \$100,000.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Grant, Martinez, Rice, Villani, President Tucker.

Not Voting: Council Member Carrino.

Absent: Council Members Bradley, Harris.

7-R-dj.
(A.S.)

Resolution authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Newark Jazz Festival, Inc., for provision of jazz programming, for period November 6, 1991 through December 31, 1991, in amount of \$50,000.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Grant, Martinez, Rice, Villani, President Tucker.

Not Voting: Council Member Carrino.

Absent: Council Members Bradley, Harris.

MOTIONS.

7-M-a.

A MOTION REQUESTING THAT THE ESSEX COUNTY DELEGATION DRAFT LEGISLATION WHICH WOULD CREATE DRUG FREE ZONES AROUND CHILD CARE CENTERS AND SENIOR CITIZEN HOUSING was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Bradley, Harris.

7-M-b.

A MOTION CONGRATULATING FLOYD AND PENNY MELVIN, ON THE BIRTH OF THEIR FIRST CHILD, FLOYD MELVIN, JR. was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

7-M-c.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. DORIS MASSEY LEWIS, MOTHER-IN-LAW OF MR. FLOYD MELVIN was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

7-M-d.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. MELISSA VERTELL DANTZLER was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 7-M-e.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. NANETTE POWELL was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-f.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. NICOLE CHRISTINE DON was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-g.** A MOTION RECOGNIZING AND COMMENDING THE NEW JERSEY EDUCATION ASSOCIATION'S 137TH ANNUAL CONVENTION AND THE ORGANIZATION'S COMMITMENT TO ACADEMIC EXCELLENCE was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-h.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES MORRISON was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-i.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. JEAN M. SEVERINO PACE OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-j.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LAWRENCE ORSINI OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-k.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. QUEEN GRIMSLEY OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-l.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. STANLEY J. GARBASZ OF DENVER, A RETIRED NEWARK POLICE OFFICER was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.

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- 7-M-m. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ROSA LEE NANCE OF NEWARK, ASSISTANT SUPERVISOR OF THE NELLIE GRIER DAY CARE CENTER** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-n. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MILDRED FOREMAN OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-o. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. EVA B. JACKSON, 97, OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-p. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF NORMAN C. HARRIS, RETIRED NEWARK POLICE DETECTIVE** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-q. A MOTION URGING THE ADMINISTRATION AND DIRECTOR OF FINANCE DONALD JEAN, TO ALLOCATE MORE MUNICIPAL DEPOSITS AND MONIES TO CITY NATIONAL BANK, ONE OF THIRTEEN MAJOR BANKING DEPOSITORIES FOR THE CITY OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-r. A MOTION REQUESTING MR. LEON DENMARK OF THE NEWARK PERFORMING ARTS CORPORATION TO ALLOCATE THE APPROPRIATE AMOUNT OF "SARAH VAUGHN JAZZ FESTIVAL" TICKETS TO ALL MEMBERS OF THE MUNICIPAL COUNCIL** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-s. A MOTION SUPPORTING THE NOMINATION OF FORMER ESSEX COUNTY PROSECUTOR HERBERT TATE, JR., TO JOIN THE BUSH ADMINISTRATION AS ASSISTANT ADMINISTRATOR OF LAW ENFORCEMENT WITH THE U. S. ENVIRONMENTAL PROTECTION AGENCY** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-t. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. AUDREY JOHNSON OF NEWARK** was by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.

- 7-M-u. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. RONALD FINDLEY OF NEWARK** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
 Absent: Council Members Bradley, Harris.
- 7-M-v. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. RICHARD DARGAN OF NEWARK** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
 Absent: Council Members Bradley, Harris.
- 7-M-w. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LILLIE F. PICKETT OF NEWARK** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
 Absent: Council Members Bradley, Harris.
- 7-M-x. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ROLANDO ARROYO OF NEWARK** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
 Absent: Council Members Bradley, Harris.
- 7-M-y. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. RUBY JASPER OF NEWARK** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
 Absent: Council Members Bradley, Harris.
- 7-M-z. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. BEVERLY REED OF NEWARK** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
 Absent: Council Members Bradley, Harris.
- 7-M-ba. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. RENA M. HURD OF NEWARK** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
 Absent: Council Members Bradley, Harris.
- 7-M-bb. A MOTION URGING THE CITY ADMINISTRATION TO INSPECT PREMISES AT 58 AND 82 FARLEY AVENUE WHICH ARE BEING REHABILITATED WITHIN A FIRST RESIDENTIAL DISTRICT AS HOMELESS SHELTERS AND REQUESTING THAT CEASE AND DESIST ORDERS BE ISSUED IMMEDIATELY; FURTHER, THAT THE ADMINISTRATION SHARE ALL INSPECTION REPORTS WITH THE FARLEY AVENUE HOMEOWNERS BLOCK ASSOCIATION** was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
 Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
 Absent: Council Members Bradley, Harris.

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- 7-M-bc. A MOTION DIRECTING THE CITY CLERK TO INVITE DEPARTMENT OF COMMUNITY AFFAIRS COMMISSIONER PRIMAS, TOGETHER WITH REPRESENTATIVES OF HIS DEPARTMENT WHO DEAL WITH GROUP HOMES, AND HEALTH AND HUMAN SERVICES ACTING DIRECTOR RUFFIN TO MEET WITH THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS MATTERS DEALING WITH TRANSITIONAL HOUSING was made by President Tucker, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-bd. A MOTION URGING THE APPROPRIATE CITY OFFICIALS TO INSPECT THE MULTIDWELLING UNITS, ACADEMY SPIRES, AT 175 AND 195 FIRST STREET FOR BUILDING CODE VIOLATIONS was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-be. A MOTION ENCOURAGING MAYOR SHARPE JAMES TO SERIOUSLY CONSIDER ENACTING SENATE BILL (S-3448) INTRODUCED BY NEW JERSEY STATE SENATOR RONALD L. RICE WHICH ALLOWS MUNICIPALITIES OR COUNTIES TO HIRE CERTAIN LAW ENFORCEMENT OFFICERS WHO HAVE BEEN LAID OFF was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-bf. A MOTION URGING THE DIRECTOR OF ENGINEERING TO MOVE FORTHWITH IN THE DEMOLITION OF DILAPIDATED PROPERTY AT 659 SOUTH 17TH STREET WHICH PREMISES POSES A HAZARD TO THE HEALTH AND SAFETY OF THE COMMUNITY RESIDENTS was made by Council Member Branch, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:
Yes: Council Members Branch, Carrino, Martinez, Rice, Villani, Temporary President Tucker.
Absent During Roll Call: President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-bg. A MOTION URGING THE CITY ADMINISTRATION TO INSPECT THE PREMISES AT 369 PARKER STREET WHICH IS BEING REHABILITATED WITHIN A FIRST RESIDENTIAL DISTRICT AS A HOMELESS SHELTER AND REQUESTING THAT A CEASE AND DESIST ORDER BE ISSUED IMMEDIATELY was made by Council Member Carrino, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:
Yes: Council Members Branch, Carrino, Martinez, Rice, Villani, Temporary President Grant.
Absent During Roll Call: President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-bh. A MOTION REQUESTING THAT THE NEWARK FIRE DEPARTMENT FURNISH THE MUNICIPAL COUNCIL WITH THE PROCEDURES AS TO THE TIME WHEN FIRE HYDRANTS ARE FLUSHED AND THE NOTIFICATION TO THE RESIDENTS was made by Council Member Martinez, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-bi. A MOTION REQUESTING THAT FURTHER INVESTIGATION BE MADE AS TO WHY IT HAS TAKEN FOUR YEARS TO OBTAIN THE APPROVAL OF THE DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR THE CLEAN-UP OF IRONBOUND STADIUM was made by Council Member Martinez, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.

- 7-M-bj.** A MOTION REQUESTING DIRECTOR OF ENGINEERING ZACH TO PREPARE THE APPROPRIATE LEGISLATION FOR TRAFFIC ORDINANCES IN THE BUS LANES ON SOUTH BROAD STREET AND WASHINGTON - STREET BETWEEN MARKET AND BANK STREETS AND FURTHER THAT AT ALL FOUR-WAY STOP THE APPROPRIATE SIGNS BE INSTALLED THAT TRAFFIC IS APPROACHING A FOUR-WAY STOP INTERSECTION was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-bk.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. RODNEY BRIDGES was made by Council Member Martinez, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-R-bl.** A MOTION REQUESTING THE ADMINISTRATION TO RESUME THE MEETINGS WITH THE CITIZENS OF NEWARK REGARDING THE TRANSFER OF ENGINE #7 FROM WEST MARKET STREET TO LAFAYETTE STREET was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-bm.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES MORRISON was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-bn.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. FELTON SYKES was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-bo.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. RODNEY BRIDGES was made by Council Member Martinez, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-bp.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DOMINQUE LOPEZ was made by President Tucker, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 7-M-bq.** A MOTION REQUESTING THE LAW DEPARTMENT PROVIDE A LEGAL OPINION REGARDING WHETHER OR NOT IT IS FEASIBLE TO REZONE COURT STREET; FURTHER DIRECTING THE CITY CLERK TO INVITE ZONING OFFICER KRIEGER TO MEET WITH THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The City Clerk presented Proposed "Ordinance amending Sections 23:5-4 and 23:5-5, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on street parking regulations on Ferry Street.

(Section 23:5-4 - Parking Limited to One Hour

Deleting:

Ferry Street, from Raymond Plaza East to Merchant Street, both sides, from 9:30 A.M. to 6:00 P.M., except Sundays.

Adding:

Ferry Street, from Raymond Plaza East to Madison Street
From Adams Street to Merchant Street
Both sides, from 9:30 A.M. to 6:00 P.M., except Sundays.

Section 23:5-5 - Parking Limited to Two Hours

Adding:

Ferry Street, from Madison Street to Adams Street, both sides, from 9:30 A.M. to 6:00 P.M., except Sundays.

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the November 18, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes;

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 8-b. The City Clerk presented Proposed "Ordinance to amend and supplement Title 8, Business and Occupations, Chapter 20, Public Garages of the City of Newark, New Jersey, 1966, as amended and supplemented, by exempting the requirements of a privacy fence for premises located in business districts as well as industrial districts."

(Exempts premises located in business and industrial districts from requirement of privacy fence, but requires them to have chain-linked fence)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Corporation Counsel Grant to meet with the Municipal Council at its November 18, 1991 rescheduled pre-meeting conference was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 8-c. The City Clerk presented Communication from Business Administrator Monteilh, received October 25, 1991, enclosing proposed "Ordinance to amend and supplement Title 8, Business and Occupations, Chapter 12, Restaurants, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, (To include the definition of fast food restaurants and to regulate hours of operation for such establishments)."

(Prohibits fast food restaurants from operating between hours of midnight to 6 A.M.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 18, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

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8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received October 25, 1991, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor', (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To create certain position titles and abolish others in the Municipal Courts)."

(Creating 5 titles and abolishing 5 titles in order to conform with state legislation renaming position title descriptions in Municipal Courts. No change in salaries. Represented by Newark Council #21, Civil Service Association with exception of "Municipal Court Director" which is not represented by any bargaining unit.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 18, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received October 25, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986, as amended (To create the title of Principal Assessing Clerk, typing, in the Department of Land Use Control)."

(Principal Assessing Clerk, Typing (35 Hours) 1 1/1/91 \$24,785.53 - \$29,754.25

(Creating title of "Principal Assessing Clerk, Typing" to more appropriately describe duties and responsibilities of employee currently serving in title of "Principal Assessing Clerk". No change in salary. Old title common title. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 18, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received October 25, 1991, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor', (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Water Leak Detector and to abolish the Title of Laborer, Water Leak Detector in the Department of Engineering)."

(Water Leak Detector (40 Hours) 1 1/1/91 \$8.52 - \$9.18 - \$10.02

(Creating title of Water Leak Detector and abolishing title of Laborer, Water Leak Detector, to replace non-standard title with New Jersey Department of Personnel approved title. Increase of \$.32 per hour. Represented by I.F.H.P., District 6.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 18, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 8-g. The City Clerk presented **Communication from Business Administrator Monteilh, received October 25, 1991, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of Painter in the Department of Engineering)."**
(Abolishes title no longer required for use by Department of Engineering.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the November 18, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 8-h. The City Clerk presented **Communication from Business Administrator Monteilh, received October 25, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development' (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Tenant Interviewer and to abolish the title of Tenant Relations Assistant in the Department of Development)."**
(Tenant Interviewer 1 1/1/91 \$28,423.70 - \$34,200.66
(35 Hours))
(Creating title of "Tenant Interviewer" and abolishing title of "Tenant Relations Assistant" to more appropriately describe duties and responsibilities of employee currently serving in title of "Tenant Relations Assistant". No change in salary. Represented by Newark Council #21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the November 18, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 8-i. The City Clerk presented **Communication from Business Administrator Monteilh, received October 25, 1991, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance' (6-S & F-h) adopted May 4, 1977, as amended (To abolish the title of Assistant Director of Water Accounting and Customer Service in the Department of Finance)."**
(Abolishes title no longer required for use by Department of Finance)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the November 18, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.
- 8-j. The City Clerk presented **Communication from Business Administrator Monteilh, received October 28, 1991, enclosing proposed "Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of North 6th Street and 3rd Avenue West."**
(North Ward)
(North 6th Street and 3rd Avenue West: Stop signs shall be installed on all approaches)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)
- A motion directing the City Clerk to place this ordinance on the November 18, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Bradley, Harris.

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- 8-k. The City Clerk presented Communication from Business Administrator Monteilh, received October 4, 1991, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structures, more specifically identified on the official tax map as Block 3684, Lot 15, more commonly known as 21-23 Keer Avenue for the period commencing from the date of issuance of the certificate of occupancy and expiring 5 years thereafter." (Alfred F. Hughes, Jr.)
(South Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 18, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

- 8-l. Proposed "Ordinance to amend Title 23, Traffic and Parking; Chapter 7, Parking Meter Regulations, Generally of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to be further amended by creating a new Section 14, to allow a holiday season moratorium on the enforcement of parking meters in certain areas."

(Parking Meter regulations shall not be enforced in the Central Business District during period following the day after Thanksgiving until December 25th of each year)

(Copy of ordinance submitted to each Member of the Council)

(For action on this ordinance, see Ordinance 6-F-q on page 8 in the minutes of this meeting)

- 8-m. Communication from Business Administrator Monteilh, received November 6, 1991, (A.S.) enclosing proposed "Ordinance approving the sale of the premises commonly known as 90-96 Clinton Avenue, 7-9 Thomas Street a/k/a Block 2826, Lots 3, 4, 5, 6 & 42 to Alvin Spearman pursuant to the Redevelopment Agencies Law, N.J.S.A. 40:55C-1 et seq. (East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance, see Ordinance 6-F-r (A.S.) on page 8 in the minutes of this meeting)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

- 9-a. Communication from Business Administrator Monteilh, received October 3, 1991, enclosing proposed "Ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 11, Procedures of Tax Abatement Agreements of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Creates an exemption for non-profit urban renewal entities constructing housing for low income persons by allowing eligibility for projects consisting of less than five (5) units)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance pending review of the Tax Abatement Committee was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

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November 6, 1991

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from October 7, 1991 to October 25, 1991:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|------------------------------|-----------------------|
| Immaculate Conception Church | 10391 (Amended) |

RAFFLE LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| St. Rose of Lima Church | 10456 (Amended) |
| Father Owens Memorial Post #1187 (St. Francis Xavier Church) | 10545 |
| St. James Roman Catholic Church | 10546 |
| A.B. Roy Foundation | 10547 |
| St. Casimir's School | 10548 |
| St. Casimir's School | 10549 |
| St. Vincent Academy Parent and Guardian Guild | 10550 |
| Boys' and Girls' Clubs of Newark, Inc. | 10551 |
| Ironbound Ambulance Squad | 10552 |

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

This meeting adjourned at 3:00 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

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Prior to the rescheduled meeting, various presentations were made by the Members of the Municipal Council.

A rescheduled November 20, 1991 meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:35 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Council Member Rice.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Carrino, Grant, Martinez, Rice, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Kate Dwoskin-Smith, Public Relations Consultants Delores Wheat, Lois Redisch and Harold Edwards, Legislative Research Officer Elmer Hermann.

Absent: Council Members Branch, Harris.

(Council Member Harris arrived 8:44 P.M.)

President Tucker stated that Council Member Branch was absent due to an illness.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on November 13, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented **1990 Annual Report of Newark Museum.**
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Branch, Harris.

- 4-b. The City Clerk presented **Report of the Office of the City Clerk, for months of July, August and September, 1991.**

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Branch, Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

Ordinances on First Reading.

President Tucker called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Ellery Avenue and Sandford Place. (West Ward)**
(Ellery Avenue and Sandford Place: Stop signs shall be installed on all approaches)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Branch, Harris.

6-F-b.

The City Clerk read An ordinance amending Section 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended, by changing parking prohibited at all times on Clinton and Halsey Streets to parking prohibited between the hours of 7 A.M. to 6 P.M. on Clinton and Halsey Streets. (East Ward)

(Deleting: Clinton Street, north side, from Broad to Lawrence Street.

Adding:

No parking at any time between the hours of 7 A.M. and 6 P.M.

Clinton Street, north side, from Broad Street to Mulberry Street;

Halsey Street, between Washington Place and Branford Place, east and west sides).

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Branch, Harris.

6-F-c.

The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on South 10th Street. (South Ward)

(Deleting:

South 10th Street - east side

from Woodland Avenue to Springfield Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Branch, Harris.

6-F-d.

The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street. (West Ward)

(Kerrigan Boulevard and Ivy Street: Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Branch, Harris.

6-F-e.

The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Delavan Avenue and North 8th Street. (North Ward)

(Delavan Avenue and North 8th Street: Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

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A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Branch, Harris.

6-F-f.

The City Clerk read An ordinance amending Sections 23:5-4 and 23:5-5, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on street parking regulations on Ferry Street.

(Section 23:5-4 - Parking Limited to One Hour

Deleting:

Ferry Street, from Raymond Plaza East to Merchant Street, both sides, from 9:30 A.M. to 6:00 P.M., except Sundays.

Adding:

Ferry Street, from Raymond Plaza East to Madison Street

From Adams Street to Merchant Street

Both sides, from 9:30 A.M. to 6:00 P.M., except Sundays.

Section 23:5-5 - Parking Limited to Two Hours

Adding:

Ferry Street, from Madison Street to Adams Street, both sides, from 9:30 A.M. to 6:00 P.M., except Sundays.

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Tucker.

Absent: Council Members Branch, Harris.

President Tucker: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on December 4, 1991.

(Council Member Harris arrived at 8:44 P.M.)

6-F-g.

The City Clerk read An ordinance to amend and supplement Title 8, Business and Occupations, Chapter 12, Restaurants, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, (To include the definition of fast food restaurants and to regulate hours of operation for such establishments).

(Prohibits fast food restaurants from operating between hours of midnight to 6 A.M.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading and directing the City Clerk to correspond with Corporation Counsel Grant requesting a legal opinion as to whether the regulation of the hours of operation of business establishments is a violation of or infringement on their right to do business within the City was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Rice, Villani, President Tucker.

Not Voting: Council Members Harris, Martinez.

Absent: Council Member Branch.

President Tucker: The yeses are six, the noes are none, two not voting and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on December 4, 1991.

6-F-h.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor", (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To create certain position titles and abolish others in the Municipal Courts).

(Creating 5 titles and abolishing 5 titles in order to conform with state legislation renaming position title descriptions in Municipal Courts. No change in salaries. Represented by Newark Council #21, Civil Service Association with exception of "Municipal Court Director" which is not represented by any bargaining unit.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on December 4, 1991.

6-F-i.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986, as amended (To create the title of Principal Assessing Clerk, typing, in the Department of Land Use Control).

(Principal Assessing Clerk, Typing (35 Hours) 1 1/1/91 \$24,785.53 - \$29,754.25)

(Creating title of "Principal Assessing Clerk, Typing" to more appropriately describe duties and responsibilities of employee currently serving in title of "Principal Assessing Clerk". No change in salary. Old title common title. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Martinez and failed of adoption by the following votes:

No: Council Members Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Not Voting: Council Members Bradley, Rice.

Absent: Council Member Branch.

6-F-j.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Water Leak Detector and to abolish the Title of Laborer, Water Leak Detector in the Department of Engineering).

(Water Leak Detector (40 Hours) 1 1/1/91 \$8.52 - \$9.18 - \$10.02)

(Creating title of Water Leak Detector and abolishing title of Laborer, Water Leak Detector, to replace non-standard title with New Jersey Department of Personnel approved title. Increase of \$.32 per hour. Represented by I.F.H.P., District 6.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on December 4, 1991.

6-F-k.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of Painter in the Department of Engineering).

(Abolishes title no longer required for use by Department of Engineering.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at its pre-meeting conference December 4, 1991 to discuss this item further was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

6-F-l.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Tenant Interviewer and to abolish the title of Tenant Relations Assistant in the Department of Development).

(Tenant Interviewer 1 1/1/91 \$28,423.70 - \$34,200.66
(35 Hours))

(Creating title of "Tenant Interviewer" and abolishing title of "Tenant Relations Assistant" to more appropriately describe duties and responsibilities of employee currently serving in title of "Tenant Relations Assistant". No change in salary. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

6-F-m.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Finance" (6-S & F-h) adopted May 4, 1977, as amended (To abolish the title of Assistant Director of Water Accounting and Customer Service in the Department of Finance).

(Abolishes title no longer required for use by Department of Finance)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on December 4, 1991.

6-F-n.

The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of North 6th Street and 3rd Avenue West. (North Ward)

(North 6th Street and 3rd Avenue West: Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Engineering and further directing the City Clerk to invite Commissioner of Department of Transportation Thomas Downs to meet with the Council at a future special conference to discuss this item and other items pertaining to traffic and parking ordinances pending approval for more than two months was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

6-F-o.

The City Clerk read An ordinance granting five (5) years of tax abatement to the owners of the qualified residential structures, more specifically identified on the official tax map as Block 3684, Lot 15, more commonly known as 21-23 Keer Avenue for the period commencing from the date of issuance of the certificate of occupancy and expiring 5 years thereafter. (Alfred F. Hughes, Jr.)

(South Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

President Tucker: The yeses are eight, the noes are none and one absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on December 4, 1991.

A motion to consider Item 8-c (A.S.), on Ordinances on First Reading was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

6-F-p.
(A.S.)

The City Clerk read An ordinance rescinding "Ordinance approving the sale of premises commonly known as 146 Palm Street and 148 Palm Street, Newark, Block 4199, Lot 149, 150 and 151, to the City of East Orange, pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1); further, repealing Ordinance 6-S & F-e, adopted December 14, 1988)" 6-S & F-h, dated March 1, 1989.

(Enables property to be placed in the general auction scheduled for December 5, 1991)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

President Tucker: The yeses are eight, the noes are none and one absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on December 4, 1991.

A motion to remove from the table "Ordinance to amend Title 2, Administration, Chapter 14, Personnel Practice and Policies, Section 5, Annual Vacation Leave of Sub-paragraph (a)(2), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented." (Ordinance 6-F-b, tabled July 3, 1991), was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Rice, Villani, President Tucker.

No: Council Member Martinez.

Absent: Council Member Branch.

6-F-q.
(A.S.)

The City Clerk read An ordinance to amend Title 2, Administration, Chapter 14, Personnel Practice and Policies, Section 5, Annual Vacation Leave of Sub-paragraph (a)(2), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled July 3, 1991)

(Ordinance removed from the table November 18, 1991)

A motion to amend the ordinance by changing the effective date to January 1, 1992 for vacation days accrued beginning on January 1, 1992 and thereafter was made by President Tucker, seconded by Council Member Harris and declared adopted by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

A motion to adopt the ordinance, as amended, on first reading was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance, as amended, and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on December 4, 1991.

A motion to consider Item 8-d (A.S.), on Ordinances on First Reading was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Not Voting: Council Member Grant.

Absent: Council Member Branch.

6-F-r.
(A.S.)

The City Clerk read **An ordinance to amend Title 23, Traffic and Parking; Chapter 7, Parking Meter Regulations, Generally of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to be further amended by creating a new Section 14, to allow a Holiday Season Moratorium on the Enforcement of Parking Meters in Certain Areas.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(By allowing parking from 2:00 P.M. to 10:00 P.M. as well as all day Saturday and Sunday for period from Thanksgiving Day Holiday to December 25th of each year)

A motion to adopt the ordinance on first reading and directing the City Clerk to correspond with Business Administrator Monteilh and Police Director Celester requesting that the City Administration honor the moratorium period as specified until it officially becomes law was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Not Voting: Council Member Grant.

Absent: Council Member Branch.

President Tucker: The yeses are seven, the noes are none, one not voting and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on December 4, 1991.

A motion to consider item 8-e (A.S.), on Ordinances on First Reading was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

6-F-s.
(A.S.)

The City Clerk read **An ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6C: for years 1990 and 1991, on property owned by open Bible Evangelical Church and located at 302/308 Chancellor Avenue, Block 3727, Lot 24, Newark, New Jersey 07112.**

A motion to adopt the ordinance on first reading was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and considered for further action on December 4, 1991.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Jefferson Street and Elm Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended thereto to following:

Jefferson Street and Elm Street: Stop signs shall be installed on all approaches

Section 2. Any ordinance inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

STATEMENT: This ordinance establishes a traffic regulation requiring all vehicles to stop at the intersection of Jefferson Street and Elm Street before crossing or entering from each direction.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Chestnut Street and Adams Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended thereto to following:

Chestnut Street and Adams Street: Stop signs shall be installed on all approaches

Section 2. Any ordinance inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

STATEMENT: This ordinance establishes a traffic regulation requiring all vehicles to stop at the intersection of Chestnut Street and Adams Street before crossing or entering from each direction.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

President Tucker: The yeases are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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November 18, 1991

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Chestnut Street as a Through Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

CHESTNUT STREET

Between Broad Street and Mulberry Street
Between McCarter Highway and Adams Street
Between Adams Street and Denbigh Street

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

STATEMENT: This ordinance provides for stop signs to be installed at each street intersecting Chestnut Street.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Jefferson Street as a Through Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

JEFFERSON STREET
Between Elm Street and East Kinney Street
Between East Kinney Street and Chestnut Street
Between Chestnut Street and South Street

Pursuant to the provisions of N.J.S.A. 39:4-140, the streets or parts of streets described are hereby designated as Through Streets. STOP signs shall be installed on the near right side of each street intersecting the Through Street, except where YIELD signs are provided for in the designation.

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

STATEMENT: This ordinance designates Jefferson Street as a Through Street and provides for stop signs to be installed at each street intersecting Jefferson Street.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 17, Offenses Miscellaneous, establishing rules and regulations for the safety and conduct of persons using Newark parks and recreational facilities, by requiring Municipal Council approval prior to the issuance of a permit.

November 18, 1991

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT IT DOES HEREBY AMEND SECTION (L), Permit Issuance and Exemption, of Title 17, Offenses Miscellaneous to read as follows;

Section 1. (L) Permit issuance and exemption

All permits and special permission for exemption from any rules and regulations as set forth herein shall be issued by the Director of General Services upon the approval of the Municipal Council by a resolution granting same. All permits and special permission shall be either printed matter of written and signed by the Director.

Section 2. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance requires Municipal Council approval via resolution of all permits and special permission for exemption from any rules and regulations for using City parks and recreational facilities.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Rice, Villani, President Tucker.

No: Council Member Martinez.

Not Voting: Council Member Grant.

Absent During Roll Call: Council Member Harris.

Absent: Council Member Branch.

President Tucker: The yeses are five, the noes are one, one not voting, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Dr. Martin Luther King, Jr. Boulevard.

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November 18, 1991

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited AT All Times, of Title 23, Traffic and Parking, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Martin Luther King Boulevard - West side:
From West Market Street to 13th Avenue

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Section 4. This ordinance does not require approval by the Commissioner of Transportation.

STATEMENT: This ordinance prohibits any person from parking their vehicles on Martin Luther King Boulevard at the curbside space between posted signs bearing the legend "No Parking At Any Time".

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Harris.

Absent: Council Member Branch.

President Tucker: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance of the City of Newark, New Jersey, amending Ordinance 6-S & F-a, February 15, 1989, as amended and supplemented, to prohibit Food Packaging Distributors from selling Non-Complying Containers to Newark Retailers.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 3 of Ordinance 6S&FA 021589, as amended and supplemented is hereby amended to add subsection (c) to read as follows:

- (c) No distributor of polystyrene or polyvinyl chloride food containers or eating utensils shall sell, give or provide such containers and utensils to retail food establishments located within the City of Newark.

Section 2. Any ordinance or part thereof inconsistent with this Ordinance is hereby repealed.

November 18, 1991

Section 3. This ordinance shall take effect upon final passage and publication according to law.

STATEMENT

Passage of this ordinance will make it illegal for distributors of polystyrene or polyvinyl chloride food containers or eating utensils to provide these items to retail food establishments located in the City of Newark.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

President Tucker: The yeases are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending and supplementing Title 8; Businesses and Occupations, Chapter 22, Tire Repair Shop, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by amending the definition of Tire Repair Shop; increasing license fees to \$200. and adding subsections (F), (G), (H), to Section 9; thus ensuring old tires are discarded in accordance with Local and State Rules and Regulations.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8; Businesses and Occupations, Chapter 22, Tire Repair Shop, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented by amending the definition of Tire Repair Shop; increasing license fees to \$200.00 and adding sub sections (F), (G), (H), to section 9; and adding section 12 to require that old tires are discarded in accordance with local and state rules and regulations.

8:22-1. Definitions.

Tire Repair Shop shall mean any establishment, indoor or outdoor, whose business primarily or incidentally is the supply, repair, readjustment and/or removal of motor vehicle tires for charge.

8:22-6. License fee.

(b) The annual fee for the license issued under this chapter shall be \$200.00 payable when the application is filed. In the event the license is not granted the application fee, less the sum of \$15.00, shall be returned to the applicant.

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8:22-9. **Suspension and revocation of license hearing.**

(f) Licensee must have an up to date record bookkeeping system of tires bought, sold, replaced, or delivered in bulk and to whom.

(g) Licensee will submit annually a manifest showing the proper disposal and removal of tires.

(h) Licensee must keep receipts of pick up by any trucker or contractor to dispose of tires after first ascertaining that the trucker or contractor is licensed by the state and city to transport material for disposal.

STATEMENT

This ordinance has been amended to help reduce the high cost of removing discarded used tires from the city streets and to further regulate and control the proliferation of these tires in accordance with local and state rules and regulations and increases the license fees from \$100.00 to \$200.00.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of Principal Engineering Draftsman in the Department of Engineering).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to abolish the following title:

POSITION

Principal Engineering Draftsman
2809 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect upon passage and final publication in accordance with the of the State of New Jersey.

STATEMENT

This title is no longer an approved civil service title.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and accept the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Land Surveyor/Principal Planner in the Department of Engineering).

(Creating title in Department of Engineering in accordance with New Jersey Department of Personnel reclassification. No salary change. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor" (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Land Surveyor/Principal Planner 1 1/1/91 \$41,187.02 - \$49,704.53
All3 (40 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance is the result of a New Jersey Department of Personnel reclassification.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the Title of Tax Searcher and abolish the Title of Tax Account Searcher in the Department of Finance).

(Creating new title and abolishing old in accordance with New Jersey Department of Personnel title standardization program. No salary change. Represented by Newark Council #21, Civil Service Association).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

| | | | |
|----------------|---|--------|---------------------------|
| Tax Searcher | 2 | 1/1/91 | \$17,924.28 - \$21,052.06 |
| 4130 (35 Hrs.) | | | |

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Tax Account Searcher
A005 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance will replace a non-standard title with a New Jersey Department of Personnel approved title.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 23, Traffic and Parking; Chapter 7, Parking Meter Regulations, Generally of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to be further amended by creating a new Section 14, to allow a holiday season moratorium on the enforcement of parking meters in certain areas.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 23, Traffic and Parking, Chapter 7, Parking Meter Regulations, generally; Section 14, Holiday Moratorium of the Revised Ordinances of the City of Newark, is further amended and supplemented as follows:

23:7-14. HOLIDAY MORATORIUM

The parking meter regulations shall not be enforced in the Central Business District as defined in Section 23:1-1 during the period following the day after Thanksgiving until December 25th of each year.

SECTION 2. Any existing ordinance or parts thereof inconsistent with this Ordinance are hereby repealed.

SECTION 3. This Ordinance shall take effect upon final passage and publication in accordance with the law.

STATEMENT

This Ordinance has been amended to allow a moratorium on the enforcement of the Parking Meter Ordinance in the Central Business District during the period following the day after Thanksgiving until December 25th of each year.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Not Voting: Council Member Grant.

Absent: Council Member Branch.

(This ordinance was replaced by Ordinance 6-F-r (A.S.) in the minutes of this meeting.)

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of the premises commonly known as 90-96 Clinton Avenue and 7-9 Thomas Street a/k/a Block 2826, Lots 3, 4, 5, 6, and 42 to Alvin Spearman; pursuant to the redevelopment agencies law, N.J.S.A. 40:55C-1 et seq.

WHEREAS, the Municipal Council of the City of Newark (hereinafter referred to as "Council") by Ordinance 6S&FL dated June 21, 1989 (Exhibit A) approved the acquisition of 120 South Orange Avenue/2-10 Jones Street, a/k/s/ Block 238, Lot 65 for the University Heights Redevelopment Area from Alvin and Allen Spearman; and

WHEREAS, the City of Newark has an obligation to assist the property owners in relocation due to this acquisition under Federal and State Law; and

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WHEREAS, a relocation site has been identified for Alvin Spearman by the Department of Development located at 90-96 Clinton Avenue and 7-9 Thomas Street a/k/a Block 2826, Lots 3, 4, 5, 6, & 42 and Alvin Spearman finds this acceptable; and

WHEREAS, the relocation site has been appraised by Robert W. Hendricks (exhibit B) and a value was found of \$75,000.00; and

WHEREAS, these properties are not needed for a public purpose; and

WHEREAS, the Department of Development of the City of Newark has reviewed this matter and finds it an acceptable relocation resolution for Alvin Spearman.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. The sale of 90-96 Clinton Avenue and 7-9 Thomas Street a/k/a block 2826, lots 3, 4, 5, 6, & 42 to Alvin Spearman for the sum of \$75,000.00 be and is hereby approved.

Section 2. The Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents, same to be approved as to form by the Corporation Counsel and to be attested and acknowledged by the City Clerk.

Section 3. The deed shall contain a reverter that the sale can be voided by the City of Newark in the event Alvin Spearman does not use these properties for relocation.

Section 4. A copy of the executed deeds shall be filed with the Office of the City Clerk.

Section 5. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

Passage of this Ordinance will permit the City of Newark to sell properties located in the East Ward to Alvin Spearman.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

President Tucker: The yeases are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage.

6-S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance amending Sections 23:5-2, 23:5-4 of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Halsey Street.
(Awaiting approval of Department of Transportation, Division of Engineering)
(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

HEARINGS OF CITIZENS.**6-HC-a.**

MR. JAMES VICK, 16 SHAW AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to poorly maintained properties and drug trafficking within his neighborhood. Mr. Vick also stated that homeowners should have guidelines to follow with respect to choosing potential tenants.

Council Member Harris, through the Chair, directed the City Clerk to extract verbatim transcript of remarks made by Mr. Vick and forward them to Police Director Celester and Sheriff of Essex County Armando Fontoura.

6-HC-b.

MR. RUDY ZAEPFEL, 99 ROME STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to lack of parking spaces for residents in his neighborhood. Mr. Zaepfel suggested that homeowners should be allowed to build additions to their homes in order to alleviate the parking congestion. The speaker also stated that too many vagrants were crowding the shopping areas and parks causing an increase in muggings.

6-HC-c.

MS. CARMINE SORICE, 436 NORTH 13TH STREET, NEWARK, NEW JERSEY.

6-HC-d.

MR. RENATO BALLETTI, 450 NORTH 13TH STREET, NEWARK, NEW JERSEY.

6-HC-e.

MR. STEVE PETRILLO, 31 PECK AVENUE, NEWARK, NEW JERSEY.

6-HC-f.

MR. DOREEN BARRIERE, 191 NORTH 10TH STREET, NEWARK, NEW JERSEY.

The above-mentioned speakers addressed the Members of the Municipal Council with respect to complaints regarding crime in the City of Newark, particularly in their area.

President Tucker directed the City Clerk to extract verbatim remarks of the above-mentioned speakers and forward them to Essex County Assignment Judge Burrell Humphreys and Municipal Presiding Judge Clifford Minor for their review and subsequent comments to these consistent complaints.

6-HC-g.

MR. FRANK HURTZ, 402 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to creating and funding an Office for the Homeless within the City of Newark.

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

- 7-R-a.** Resolution authorizing Mayor and Business Administrator to execute contract with Hay Management Consultants, 1271 Avenue of the Americas, New York, New York, for professional services relating to the preparation, analysis and presentation of compensation and benefits information for negotiations and interest arbitrations affecting rank-and-file and superior officers in the Police and Fire Departments, maximum amount of contract is \$50,000., inclusive of administrative costs, which amount shall not exceed \$10,000. in 1991 and not to exceed \$40,000. in 1992, \$10,000. provided in Division of Personnel. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-2(1)(a)(ii))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and failed of adoption by the following votes:

Yes: Council Members Bradley, President Tucker.
No: Council Members Carrino, Grant, Martinez, Villani.
Not Voting: Council Members Harris, Rice.
Absent: Council Member Branch.

- 7-R-b.** Resolution ratifying and authorizing Mayor and Director of Development to execute and enter into contract with Newark Economic Development Corporation Inc., a New Jersey non-profit corporation, for performing certain administrative services in conjunction with various commercial and economic development programs, more specifically identified in contract, for period July 1, 1991 to June 30, 1992, NEDC shall receive funds totalling \$500,000. from Miscellaneous Revenues Receipts.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Business Administrator Monteilh, Assistant Corporation Counsel Watson and Mr. Alfred Faiella, Executive Director, Newark Economic Development Corporation met with the Council November 17, 1991)

A motion to defer action on the resolution was made by President Tucker, seconded by Council Member Harris and declared adopted by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

- 7-R-c.** Resolution approving tax abatement and financial agreement for Broad Street Urban Renewal Corporation for rehabilitation of former S. Klein building into retail/commercial space at 689-691 Broad Street, Block 52, Lot 38, granting exemption from taxation on improvements for a co-terminus period of 15 years from the date of issuance of Certificate of Occupancy to coincide with completion of Phase I and pursuant to N.J.S.A. 40:55C-65, and only so long as the entity is subject to and complies with said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon the further condition that the entity withdraw its pending tax appeal and does not file a petition of tax appeal for premises during period of exemption, except as the Financial Agreement permits; further requiring that the Three Phase project be completed within three years from the adoption of this resolution.
(Formula is to be calculated at 2% of the project cost for the first five years and 15% of annual gross revenue for the last ten years)
(East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

A motion to consider Item 7-R-bm (A.S.) at this time was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Grant, Rice, Villani, President Tucker.
Absent: Council Member Branch.

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7-R-bm. Resolution authorizing Mayor and Director of Development to submit application and enter into contract with Neighborhood Preservation Balanced Housing Program funds in amount of \$250,000. with New Jersey Department of Community Affairs on behalf of United Cerebral Palsy of North Jersey, Inc., a New Jersey non-profit corporation, for new construction of 24 Section 202 handicapped low/moderate income rental units. (193-211 Hunterdon Street - Central Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

7-R-d. Resolution granting a period of extension for P.S.A. Urban Renewal Corporation to comply with terms of Tax Abatement Resolution 7-R-b (S-3), May 27, 1986, 67-69-71 James Street, Block 44, Lots 33, 35, 36 and 37, by allowing the entity one year from adoption of resolution to acquire title to property and complete project.
(East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Rice, Villani, President Tucker.
No: Council Member Martinez.
Absent: Council Member Branch.

At a later time in the meeting, after Resolution 7-R-e, Council Member Carrino and Council Member Rice requested their votes be changed from the affirmative to the negative.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Harris, Villani, President Tucker.
No: Council Members Carrino, Martinez, Rice.
Absent: Council Member Branch.

At a later time in the meeting, after Resolution 7-R-n, Council Member Harris requested his vote be changed from the affirmative to the negative.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and failed of adoption by the following votes:
Yes: Council Members Bradley, Grant, Villani, President Tucker.
No: Council Members Carrino, Harris, Martinez, Rice
Absent: Council Member Branch.

7-R-e. Resolution authorizing Business Administrator to enter into and execute contract with Coopers and Lybrand to conduct solid waste disposal study, for amount not to exceed \$58,986., for period commencing upon execution of contract and to be completed not later than sixty days from execution date. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))
(Business Administrator Monteilh and Director of Engineering Zach met with the Council November 18, 1991)

A motion to table the resolution was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

7-R-f. Resolution ratifying and authorizing Business Administrator to enter into contract with James Petrozello Co., Inc. (Primary), 1222 Harrison Avenue, Kearny, New Jersey, and Newark Disposal Service (Secondary), Foot of Pacific Street, Newark, New Jersey, two lowest responsible bidders, to provide Roll Off Type Container Services, for period September 1, 1991 to August 31, 1992, contract shall not exceed \$500,000.; \$6,000. encumbered in Department of Engineering, Division of Sanitation.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, Director of Engineering Zach and principals of James Petrozello Co. and Newark Disposal Service to meet with the Council at its December 4, 1991 pre-meeting conference to further discuss this item was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-g. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate.

(In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Branch.

7-R-h. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Babyland Nursery, to provide day care services, for period June 1, 1991 to May 31, 1992, in amount of \$87,626., funds provided by H.C.D.A., Year XVII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-i. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Urban League Day Care Center, to provide day care services, for period June 1, 1991 to May 31, 1992, in amount of \$19,789., funds provided by H.C.D.A., Year XVII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-j. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Newark Day Care Council, Inc., to provide day care services, for period June 1, 1991 to May 31, 1992, in amount of \$112,216., funds provided by H.C.D.A., Year XVII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-k. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into contract with Walter White Day Care Center, to provide day care services, for period June 1, 1991 to May 31, 1992, in amount of \$28,676., funds provided by H.C.D.A., Year XVII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

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- 7-R-1.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Planned Parenthood - Essex County, for purpose of implementing HIV Case Management Program, for period November 1, 1991 through October 31, 1992, total amount of contract shall not exceed \$22,000.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-R-m.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Newark Emergency Services for Families (NESF), to provide emergency services to needy families, for period October 1, 1991 to September 30, 1992, in amount of \$24,000., funds provided by H.C.D.A., Year XVII.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-R-n.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with the North Ward Center, to provide transportation services to Newark area low and moderate income families, for period May 1, 1991 to April 30, 1992, in amount of \$75,000., funds provided by H.C.D.A., Year XVII.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Not Voting: Council Member Bradley.
Absent: Council Member Branch.
- 7-R-o.** Resolution authorizing Mayor and Acting Director of Health and Human Services to apply for funds in amount of \$578,274.57 from New Jersey State Department of Education, for Child Care Food Program, for period October 1, 1991 to September 30, 1992.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-R-p.** Resolution authorizing Director of Finance to issue check in amount of \$50,000., payable to Barbara Lodge Troublefield as administratrix ad prosequendum of the estate of William Lodge, and Abramowitz & Olitsky, her attorneys, 1064 Clinton Avenue, Irvington, New Jersey, 07111, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Essex County, Law Division, seeking recovery for damages allegedly caused by negligence of employees of the City of Newark on November 25, 1984.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Assistant Corporation Counsel Watson met with the Council November 18, 1991)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

- 7-R-q. Resolution authorizing Director of Finance to issue check in amount of \$15,000. payable to Willie Underwood and his attorneys, Kirsch, Gelband & Stone, 17 Academy Street, Newark, New Jersey, 07102, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, seeking damages for personal injuries allegedly sustained as result of negligence by City employees on August 4, 1988.**

(Copy of resolution and correspondence submitted to each Member of the Council)
(Assistant Corporation Counsel Watson met with the Council November 18, 1991)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

- 7-R-r. Resolution authorizing Director of Finance to issue checks to persons and in amounts shown, totalling \$104,755.58 for overpayments carried on books and records of Tax Collector by reason of State Board Judgements, Veterans Allowance, Senior Citizen Allowances and Cash Overpayments for years 1986, 1987, 1988, 1989, 1990 and 1991.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

- 7-R-s. Resolution authorizing City Treasurer to issue refund check in amount of \$555.32 to Melvin Brice, 404 Post Past Road, Stone Mountain, Georgia, 30088, as result of overpayment made due to high estimated bills in 1990 and 1991 on Water/Sewer, Account No. 01-010-1250-00, 265 Eastern Parkway, Block 4270, Lot 033.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

- 7-R-t. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, New Jersey Urban Enterprise Zone Authority, \$120,000.; item available from New Jersey Urban Enterprise Zone Authority.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

- 7-R-u. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Family Day Care (BRGFIC), \$5,666.; item available from New Jersey State Department of Human Services, Division of Youth and Family Services.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

- 7-R-v. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Homeless Mentally Ill, \$2,625.; item available from New Jersey State Department of Human Services, Division of Mental Health and Hospitals.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

- 7-R-w. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, AIDS Prevention/Education, \$40,423.; item available from New Jersey State Department of Health.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

- 7-R-x. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Sexually Transmitted Disease Health Services, \$171,918.; item available from New Jersey State Department of Health, Communicable Disease Control Services.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

- 7-R-y. Resolution rescinding Financial Agreement for Tax Abatement Agreement with University Shopping Plaza Urban Renewal Corporation, 186-208 West Market Street, Block 420, Lot 1.01 for failure to pay outstanding service charge in amount of \$149,252.27 plus interest and penalties; failure to file certified Financial Statement for the year 1990 and failure to submit Certified Project Cost Audit as required by tax abatement authorized by Resolution 7-R-i, December 29, 1988, unless said entity within 30 days following such service, files with Director of Finance and the City Clerk the entity's certified Financial Statement and certified total project cost audit for any unreported, preceding, fiscal or calendar year, as required by its Financial Agreement. (Central Ward)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Branch.

- 7-R-z. Resolution rescinding Tax Abatement Agreement of Arlington Street Development Urban Renewal Associates, Limited Partnership, 427-433 University Avenue, Block 100, Lot 5, for failure of the entity to maintain an Affirmative Action Program as required by Resolution 7-R-br, November 1, 1989, unless said entity within 30 days, submits proof of compliance to the Manager of the Office of Affirmative Action and the City Clerk. (East Ward)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Branch.

- 7-R-ba. Resolution rescinding Financial Agreement for Tax Abatement with Tiago and Almeida Urban Renewal Corporation, 180-186 Avenue L, Block 2067, Lot 54, for failure to pay outstanding balance and non-payment of excess profit totalling \$20,508.90 for the years 1988 and 1989 as required by Tax Abatement authorized by Resolution 7-R-cc, November 5, 1980, unless said entity within 30 days following such service, pays all outstanding excess profits, as required by its Financial Agreement.**

(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Branch.

- 7-R-bb. Resolution rescinding Tax Abatement for Bivona Fabrizio (Owner of Condominium Unit CA3N, K. Hovnanian I Urban Renewal Project) 40 Boston Court 3N, Block 229, Lot 3.14, for failure of the unit owner to pay the annual service charge in amount of \$5,349.63 through September 30, 1991, plus interest and penalties, as required by financial agreement authorized by Resolution 7-R-dc, November 2, 1988, unless said owner within 30 days following such service of certified resolution, pays all outstanding annual service charges and land taxes due and owing.**

(Central Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to return the resolution to Administration per request of the Law Department was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Branch.

- 7-R-bc. Resolution rescinding Block 802, Lot 10, from the Tax Abatement Financial Agreement granted to Forest Hills Urban Renewal Association by Resolution 7-R-cs, April 18, 1990, which provided for rehabilitation, maintenance and operation of residential condominium project of 480 units on Block 753, Lot 15; Block 755, Lots 43 and 62; Block 785, Lot 29, Block 786, Lots 19 and 29; Block 787, Lots 29, 30 and 44, Block 788, Lots 19 and 39, Block 802, Lot 10 and Block 803, Lot 14, at 61-99, 84-98 Forest Hill Parkway; 295-301, 331-333 Grafton Avenue, 1-37, 2-8 Manchester Place; 29-37, 76-82, 83-87 Bellair Place, 28½ Beaumont Place and 9-57 Branch Brook Place, unless entity within thirty days of passage of resolution provides the Tax Assessor with significant evidence that the improvement on Block 802, Lot 10, qualifies for the abatement (Block 802, Lot 10 contain garages which are not part of the residential condominium tax abatement granted) (North Ward)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Branch.

- 7-R-bd. Resolution declaring an emergency exists as to an "Ordinance to amend Title 23, Traffic and Parking; Chapter 7, Parking Meter regulations, Generally of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to be further amended by creating a new Section 14, to allow a holiday season moratorium on the enforcement of parking meters in certain areas," Ordinance 6-Ph, S & F-1, being finally adopted on November 18, 1991, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Branch.

7-R-be. Resolution granting extension of leave of absence without pay to Diane Earley, Secretarial Assistant, Office of the City Clerk.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-bf. Resolution recognizing and commending Evangelist Annie Pearl Hart, posthumously, for exemplary community service.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-bg-1. Resolution recognizing and commending the gallant Portuguese-American men and women who fought in the Persian Gulf.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-bg-2. Resolution recognizing and commending the participants of the Male Mentoring Program in Newark for their outstanding contributions to the youth of the Greater Newark Community.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-bg-3. Resolution recognizing and commending Detectives Gil L. Gialanella and Gerald Buglione for valor and courage in the arrest of three drug suspects.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-bh-1. (A.S.) Resolution recognizing and commending the Newark Performing Arts Corporation on the grand occasion of re-naming Symphony Hall's main auditorium in honor of the late Sarah Lois Vaughan.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-bh-2. (A.S.) Resolution recognizing and commending Ms. Maud Carroll.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

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- 7-R-bh-3. Resolution recognizing and commending Theodore R. Britton, Jr. for his many years of faithful and meritorious service with the U.S. Department of Housing and Urban Development.**
(A.S.)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

- 7-R-bh-4. Resolution recognizing and commending Ms. Ada Vaughan, mother of the late music legend, Sarah Vaughan.**
(A.S.)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

- 7-R-bh-5. Resolution recognizing and commending Mrs. Theresa Cavaness on the distinguished occasion of providing 30 years of faithful and dedicated service at First Mt. Zion Baptist Church.**
(A.S.)

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

- 7-R-bh-6. Resolution recognizing and commending James F. Critchley, Essex County Director of Public Safety.**
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

- 7-R-bh-7. Resolution recognizing and commending Joseph J. Santiago, Deputy Chief, Newark Police Department, on a testimonial dinner in his honor on November 22, 1991.**
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

- 7-R-bh-8. Resolution recognizing and commending Mr. William J. Pascrell, Jr., Mayor of the City of Paterson.**
(A.S.)

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

- 7-R-bh-9. Resolution recognizing and commending Stacey Montalto for exemplary service with the City of Newark and to the Greater Newark Arts Community.**
(A.S.)

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

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7-R-bh-10. Resolution recognizing and commending the Newark Jazz Festival Inc., on the
(A.S.) occasion of its first festival held in the City of Newark from November 8 - 17, 1991.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

- 7-R-bh-11. Resolution recognizing and commending Keshia Knight Pulliam of "The Cosby
(A.S.) Show" for providing a substantial donation to the Newark Community School of the Arts (NCSA).

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

- 7-R-bi. Resolution authorizing the Central Planning Board to make investigation and
(A.S.) hold public hearings to determine whether City Block 4230, Lot 16, 705-723 South Orange Avenue, is a blighted area as required by Chapter 187 of the Laws of 1949 of New Jersey, N.J.S.A. 40:55-21.1 et seq., as amended.

(Vailsburg Mall Project)

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to correspond with Office of Boards Manager James requesting that said blight investigation be conducted as soon as possible was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

- 7-R-bj. Resolution authorizing Director of Finance to issue checks, each in amount
(A.S.) of \$177.84 made payable respectively to each individual listed on Exhibit B, for gross total of \$68,112.72; further, authorizing Director of Finance Department to issue check in amount of \$25,000. payable to Markowitz & Richman, P.A., upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in United States District Court of District of New Jersey, Civil Action No. 89-1641, in the matter entitled George Lytwyn, et al. v. City of Newark, et al., alleging violations of Fair Labor Standards Act, for failure to include certain elements of compensation in calculation of overtime, and seeking judgment for unpaid overtime allegedly due, liquidated damages, interest, counsel fees and costs, and injunctive relief.

(383 additional past and present police officers of City of Newark joined as plaintiffs in that lawsuit)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

- 7-R-bk. Resolution ratifying and authorizing Business Administrator to execute contract
(A.S.) with Guardian Fence Co., Inc. 180 Wright Street, Newark, New Jersey, lowest responsible bidder, to provide Chain Link Fence (Parts and Labor), for period February 1, 1991 to January 31, 1992, in amount not to exceed \$850,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

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7-R-bl. (A.S.) Resolution authorizing the solicitation of sealed bids for leasing of non-residential premises known as 195 & 197 Bloomfield Avenue, Ground Stores 1 & 2; pursuant to N.J.S.A. 40A:12-14 (a), per attached Schedule C.
(North Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

7-R-bm. (A.S.) Resolution authorizing Mayor and Director of Development to submit application and enter into contract with Neighborhood Preservation Balanced Housing Program funds in amount of \$250,000. with New Jersey Department of Community Affairs on behalf of United Cerebral Palsy of North Jersey, Inc., a New Jersey non-profit corporation, for new construction of 24 Section 202 handicapped low/moderate income rental units. (193-211 Hunterdon Street - Central Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this item, see pages 21 & 22 in the minutes of this meeting.)

7-R-bn. (A.S.) Resolution authorizing Director of Development to execute Contract and Bargain and Sale Deed conveying 109-and 109½ Broad Street (a/k/a Tax Block 523, Lots 1 and 60) to the St. James Square Housing Corporation; pursuant to N.J.S.A. 40A:12-21(1) (\$200. - North Ward - Development of Affordable Rental Housing)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

7-R-bo. (A.S.) Resolution authorizing Mayor to enter into grant agreement with New Jersey Department of Community Affairs to utilize CY 1991 Safe and Clean Neighborhoods Program funds in amount of \$2,107,138., for police and clean-up personnel. (To be matched by \$2,107,138. from 1991 Municipal Budget, totalling \$4,214,276.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

7-R-bp. (A.S.) Resolution authorizing Mayor to enter into grant agreement with New Jersey Department of Community Affairs to utilize CY 1991 Safe and Clean Neighborhoods Program funds in amount of \$1,284,487., for police officers.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

7-R-bq. (A.S.) Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, \$1,284,487.; item available from Supplemental Safe Neighborhoods Program. (To provide funds for Police Officers)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

7-R-br.
(A.S.)

Resolution ratifying and authorizing Business Administrator to enter into contract with Mr. Steam Machine, Inc., P.O. Box 1959, Newark, New Jersey 07101, lowest responsible bidder, to provide Removal of Graffiti and Restoration of Marble Services to City of Newark, for period June 1, 1991 to May 31, 1991, contract shall not exceed \$50,000., \$22,640. provided in Division of Public Buildings, Department of General Services, any 1992 expenditures are contingent upon the appropriation of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-bs.
(A.S.)

Resolution ratifying and authorizing Business Administrator to enter into contract with New Jersey Door Works Inc., 915 Springfield Avenue, New Providence, New Jersey 07974, lowest responsible bidder, to provide Overhead Door Services to the City of Newark, for period July 1, 1991 to June 30, 1992, contract shall not exceed \$75,000., \$37,500. provided in Division of Public Buildings, Department of General Services, any 1992 expenditures are contingent upon the appropriation of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-bt.
(A.S.)

Resolution ratifying and authorizing Business Administrator to enter into contract with Precision Environmental Control, Inc., 201 Miller Street, Newark, New Jersey and EME Elec. & HVAC, 433 Bloomfield Avenue, Caldwell, New Jersey, lowest responsible bidders, to provide air conditioning services to City of Newark, for period July 1, 1991 to June 30, 1992, contract shall not exceed \$95,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-bu.
(A.S.)

Resolution authorizing transfer of funds from Department of Engineering, Division of Sanitation, Personnel Services, Salaries and Wages-\$45,240. to Division of Sewers, Other Expenses, Miscellaneous Expenses-\$46,240.; pursuant to N.J.S.A. 40A:4-59.

(Provide funds needed to satisfy payment required to Passaic Valley Sewerage Commission)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-bv.
(A.S.)

Resolution urging the creation of a Committee to develop a City Hall based on educational fund for students who need an incentive to complete high school, continue into college or technical training.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

- 7-R-bw.
(A.S.)** **Resolution authorizing Tax Collector to remove balances reflected in Exhibits A through E, so as only clean and valid accounts are transferred to the new Revenue Collections System.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

- 7-R-bx.
(A.S.)** **Resolution authorizing Tax Collector to purge records in Office of Revenue Collections of all erroneous or otherwise invalid balances that are presently on said books and records, for period January 1, 1980 to December 31, 1990.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

- 7-R-by.
(A.S.)** **Resolution authorizing Corporation Counsel to enter into consent order with City National Bank of New Jersey vacating previous consent order and entering the Final In Rem Tax Foreclosure Judgement in favor of City of Newark, total sum to be paid to City National Bank of New Jersey is \$42,089.40, for releasing their mortgage on property located at 461-463 Peshine Avenue and clearing title previously conveyed by City of Newark to a third party.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

- 7-R-bz.
(A.S.)** **Resolution by the Municipal Council authorizing contract between the City of Newark and James Sedgewick, Newark Instructional Basketball Program, for period November 1, 1991 to October 31, 1992; amount not to exceed \$100,000. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

- 7-R-ca.
(A.S.)** **Resolution supporting the Newark Pop Warner Football League in its effort to attend the Regional Championship in Miami, Florida.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

- 7-R-cb.
(A.S.)** **Resolution authorizing Tax Collector to waive interest due on 1991 taxes only and to waive interest on other municipal charges for 1991 only provided the payment is received from December 2, 1991 to December 31, 1991.**
(This resolution authorizes Amnesty on interest due on 1991 current taxes only and interest on other current municipal charges)
(Copy of resolution and correspondence submitted to each Member of the Council)

November 18, 1991

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for November 26, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-cc.
(A.S.)

Resolution authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Essex Substance Abuse Treatment Center, Inc., for period December 1, 1991 to November 30, 1992, for implementing a primary health care and drug abuse treatment program to HIV affected and effected individuals, contract shall not exceed \$200,000., funds provided by Title I HIV Emergency Relief Grants Program through the Ryan White Comprehensive AIDS Resources Emergency (CARE) Act of 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-cd.
(A.S.)

Resolution authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with St. Michael's Medical Center, for period January 1, 1992 to December 31, 1992, for providing an Ambulatory Care and Outpatient Health Services Program, contract shall not exceed \$364,949., funds provided by Title I HIV Emergency Relief Grants Program through the Ryan White Comprehensive AIDS Resources Emergency (CARE) Act of 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-ce.
(A.S.)

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with St. Michael's Medical Center, for period October 1, 1991 to September 30, 1991, for providing Case Management Services to AIDS affected and effected individuals, contract shall not exceed \$67,000., funds provided by Title I HIV Emergency Relief Grants Program through the Ryan White Comprehensive AIDS Resources Emergency (CARE) Act of 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-cf.
(A.S.)

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Family Service Bureau, for period November 1, 1991 to October 31, 1992, for providing supportive services to children affected and effected by HIV/AIDS, contract shall not exceed \$10,000., funds provided by Title I HIV Emergency Relief Grants Program through the Ryan White Comprehensive AIDS Resources Emergency (CARE) Act of 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-cg.
(A.S.)

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Hyacinth Foundation Essex County Project, for providing Case Management and AIDS Sheltering Assistance Program to AIDS affected and effected individuals, contract shall not exceed \$127,000., funds provided by Title I HIV Emergency Relief Grants Program through the Ryan White Comprehensive AIDS Resources Emergency (CARE) Act of 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-ch-1.
(A.S.)

Resolution by the Municipal Council authorizing State contract purchases for computer equipment from Judge Computer Corp., 102 Executive Drive, Moorestown, New Jersey 08057, in amount of \$9,885.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-R-ch-2.
(A.S.)

Resolution by the Municipal Council authorizing State contract purchases for computer equipment from Stonehenge System Sales, 89 Summit Avenue, Summit, New Jersey 07901, in amount of \$240.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

MOTIONS.

7-M-a.

A MOTION RESPECTFULLY REQUESTING THAT MAYOR SHARPE JAMES ALONG WITH THE BUSINESS ADMINISTRATOR SUBMIT A DETAILED REPORT ON THE DISPOSITION OF THE LIGHTS ON HAYES STREET BRIDGE PRIOR TO THE NEXT REGULARLY SCHEDULED MEETING OF DECEMBER 4, 1991 was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-M-b.

A MOTION RESPECTFULLY REQUESTING THAT THE ADMINISTRATION MAKE CERTAIN THAT NO NEW POSITIONS OR INCREASES IN PRESENT POSITIONS TAKE PLACE NOW OR THROUGH THE 1992 BUDGET YEAR was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

7-M-c.

A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED A RESOLUTION BY THE NEWARK MUNICIPAL COUNCIL DESIGNATING THE CORNER OF COURT STREET AND MARTIN LUTHER KING BOULEVARD AS THE "REVEREND DR. WILLIAM D. WATLEY PLAZA", FOR CEREMONIAL AND HONORARY PURPOSES was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

- 7-M-d-1.** A MOTION CONGRATULATING SYLVIA CASTILLO, AN EMPLOYEE OF THE CITY CLERK'S OFFICE, ON THE JOYOUS OCCASION OF HER RECENT MARRIAGE was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Branch.
- 7-M-d-2.** A MOTION CONGRATULATING JOSEPH GREER, AN EMPLOYEE OF THE CITY CLERK'S OFFICE, ON THE JOYOUS OCCASION OF HIS RECENT MARRIAGE was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Branch.
- 7-M-d-3.** A MOTION CONGRATULATING MARIA LORENZO, AN EMPLOYEE OF THE CITY CLERK'S OFFICE, ON THE JOYOUS OCCASION OF HER RECENT MARRIAGE was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Branch.
- 7-M-d-4.** A MOTION CONGRATULATING JANICE SCARDAVILLA, AN EMPLOYEE OF THE CITY CLERK'S OFFICE, ON THE JOYOUS OCCASION OF HER RECENT MARRIAGE was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Branch.
- 7-M-e.** A MOTION ENCOURAGING THE GOVERNOR OF ARIZONA TO PERSUADE THE CITIZENS OF HIS STATE TO RECONSIDER LEGISLATION RECOGNIZING THE BIRTHDATE OF THE LATE DR. MARTIN LUTHER KING, JR. AS A STATEWIDE HOLIDAY AND FURTHER PLEDGING THE COUNCIL'S SUPPORT TO HELP PERSUADE THE NATIONAL LEAGUE OF CITIES TO HOST ITS ANNUAL CONVENTION AT THIS SITE IN THE FUTURE, AFTER SUCH RECOGNITION IS GRANTED was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Branch.
- 7-M-f.** A MOTION RECOGNIZING PHILANTHROPIST AND FORMER PROFESSIONAL BASKETBALL STAR, EARVIN "MAGIC" JOHNSON FOR HIS OUTSTANDING COURAGE IN PUBLICLY DISCLOSING THAT HE TESTED POSITIVE FOR THE AIDS VIRUS, AND COMMENDING HIM FOR HIS UNSWERVING COMMITMENT TO THE NATIONAL CRUSADE AGAINST THE AIDS EPIDEMIC was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Branch.
- 7-M-g.** A MOTION URGING THE BUSH ADMINISTRATION TO ALLOCATE MORE FUNDING FOR AIDS RESEARCH, TESTING AND COUNSELING, AND THAT THE ADMINISTRATION SERIOUSLY CONSIDER HOLDING A WHITE HOUSE CONFERENCE ON AIDS IN EARLY 1992 was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Branch.

- 7-M-h. A MOTION RECOGNIZING AND COMMENDING S.H.A.R.E., THE NEWARK YMCA, THE LIGHTHOUSE COMMUNITY SERVICE AND THE AMERICAN RESCUE WORKERS FOR THEIR UNSWERVING COMMITMENT TOWARDS COMBATING HUNGER IN CONJUNCTION WITH THE COMMUNITY FOODBANK OF NEW JERSEY AND OVER 700 SUPERMARKETS PARTICIPATING IN THE ANNUAL 'ENDING HUNGER WEEK' CAMPAIGN (NOVEMBER 22 - DECEMBER 1)" was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-i. A MOTION RECOGNIZING AND COMMENDING MS. SIMONE MACK OF NEWARK, A SENIOR AT THE PENNINGTON SCHOOL, WHO WAS THE RECIPIENT OF THE SCHOOL'S COVETED F. CORNING SMYTH AWARD FOR HER EXEMPLARY VOLUNTEER SERVICE ACADEMIC EXCELLENCE AND STUDENT LEADERSHIP was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-j. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. GILDA R. ERRICO, 84, OF BOYNTON BEACH, FLA., NEWARK HIGH SCHOOL TEACHER was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-k. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GILBERT WRIGHT, SR., OF NEWARK was made by Council Member Grant, seconded President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-l. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ANTONIO CATENA OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-m. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES COXSON OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-n. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. RUTH E. FRIEDRICH OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-o. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WOODROW SYFRETT, SR., OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

- 7-M-p.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES "COMBOY" ROBERTS OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Branch.
- 7-M-q.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOSEPH E. HORTER OF CLARKS SUMMIT, PA., RETIRED NEWARK FIRE DEPARTMENT CAPTAIN** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Branch.
- 7-M-r.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARJORIE VAN DYKE OF BRIELLE, RETIRED SOCIAL WORKER WITH THE NEWARK DEPARTMENT OF HEALTH AND HUMAN SERVICES** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Branch.
- 7-M-s.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ELADIO "LARRY" CAAMANO OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Branch.
- 7-M-t.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOSEPH J. GIUNTA OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Branch.
- 7-M-u.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. CARRIE L. FOSTER OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Branch.
- 7-M-v.** **A MOTION SUPPORTING STATE SENATE BILL 3448 (RICE) WHICH WILL PERMIT COUNTIES AND LOCAL MUNICIPALITIES TO HIRE LAID-OFF OFFICERS OF THE ESSEX COUNTY POLICE DEPARTMENT AND URGING THE CITY ADMINISTRATION TO RESPECTFULLY CONSIDER ASSIGNING THE FOLLOWING UNEMPLOYED OFFICERS - ALL NEWARK RESIDENTS - MELVIN O. SHAMBERGER, JAMES DIGGS, DERRICK BROWN, RICHARD LEON, ROBERT SHAW AND BEADLE CAMPBELL, TO THE NEWARK POLICE DEPARTMENT PROVIDED MONIES ARE AVAILABLE** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Branch.
- 7-M-w.** **A MOTION RECOGNIZING AND COMMENDING THE NEWARK PUBLIC LIBRARY UPON ITS RECEIPT OF A \$45,000. GRANT FROM THE NEW JERSEY STATE LIBRARY, TOWARDS SEVERAL INNOVATIVE NPL-RUN LITERACY PROJECTS** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
 Absent: Council Member Branch.

- 7-M-x.** A MOTION COMMENDING THE GIRL SCOUT COUNCIL OF GREATER ESSEX COUNTY UPON THE OPENING OF ITS NEW COMMUNITY RESOURCE CENTER AT 14 PARK PLACE IN NEWARK. THE MUNICIPAL COUNCIL ALSO APPLAUDS THE UNITED COMMUNITY CORPORATION IN ITS COLLABORATIVE EFFORTS IN PROVIDING IN THE GIRL SCOUT PROJECT WITH FACILITY SPACE was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-y.** A MOTION STRONGLY URGING MR. LOUIS LUCARELLI, PURCHASING AGENT, TO SUBMIT A DETAILED REPORT ON THE CITY OF NEWARK'S MINORITY SET-ASIDE PROGRAM FOR THE PAST FIVE YEARS was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-z.** A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO NEWARK COUNCILMAN GEORGE BRANCH was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-ba. & 7-M-bb.** A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING PROVIDE THE COUNCIL WITH A TIMETABLE WHEN (1) ALL THE STREETS IN THE CITY WILL BE REPAVED, ESPECIALLY SHAW AVENUE AND (2) ALL THE SEWERS IN THE CITY WILL BE CLEANED was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-bc.** A MOTION COMPLIMENTING THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY FOR ITS RESOURCEFULNESS IN SEEKING THE FEDERAL AVIATION ADMINISTRATION'S FINAL APPROVAL OF ITS APPLICATION TO IMPOSE A \$3-PER-PASSENGER BOARDING FEE AT THE REGION'S THREE MAJOR AIRPORTS was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-bd.** A MOTION ENCOURAGING ELECTED OFFICIALS THROUGHOUT ESSEX COUNTY TO PROPOSE A SINGLE, SUITABLE CANDIDATE TO REPLACE FORMER ESSEX COUNTY PROSECUTOR HERBERT TATE, JR. WHOSE TERM IN OFFICE EXPIRED IN AUGUST 1991 was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-be.** A MOTION CONGRATULATING EDWIN W. EDWARDS ON THE OCCASION OF BEING ELECTED GOVERNOR OF LOUISIANA was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

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- 7-M-bf. A MOTION RECOGNIZING PHILANTHROPIST AND FORMER PROFESSIONAL BASKETBALL STAR, EARVIN "MAGIC" JOHNSON FOR HIS OUTSTANDING COURAGE IN PUBLICLY DISCLOSING THAT HE TESTED POSITIVE FOR THE AIDS VIRUS, AND COMMENDING HIM FOR HIS UNSWERVING COMMITMENT TO THE NATIONAL CRUSADE AGAINST THE AIDS EPIDEMIC was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-bg. A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING PROVIDE THE COUNCIL WITH A TIMETABLE WHEN ALL THE STREETS IN THE CITY OF NEWARK WILL BE REPAVED ESPECIALLY ESTHER STREET was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-bh. A MOTION DENOUNCING MR. PAUL HARVEY'S MISSTATEMENT OF FACTS DURING TWO NATIONAL RADIO BROADCASTS OF INCIDENTS THAT ALLEGEDLY HAPPENED IN NEWARK WHEN THE OCCURRENCES TOOK PLACE ELSEWHERE was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-bi-1. A MOTION COMMENDING THE PLAYERS, COACHES AND MUNICIPAL GOVERNMENT OF IRVINGTON, NEW JERSEY ON THEIR SUCCESSFUL SEASON AS A PART OF THE NEWARK POP WARNER FOOTBALL LEAGUE was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-bi-2. A MOTION COMMENDING THE PLAYERS, COACHES AND MUNICIPAL GOVERNMENT OF ORANGE, NEW JERSEY ON THEIR SUCCESSFUL SEASON AS A PART OF THE NEWARK POP WARNER FOOTBALL LEAGUE was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-bj. A MOTION REQUESTING THAT THE ADMINISTRATION STRICTLY ENFORCE ORDINANCE 6-S & F-e, ADOPTED AUGUST 7, 1991 WHICH ORDINANCE RESTRICTS COIN-OPERATED AMUSEMENT DEVICES WITHIN 1,000 FEET OF ANY SCHOOL was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-bk-1. A MOTION REQUESTING THAT THE PUBLIC TELEPHONES AT (1) THE CORNER OF SANDFORD AVENUE AND MOUNTAIN VIEW PLACE (2) THE CORNER OF MT. VERNON PLACE AND SANDFORD AVENUE (3) SOUTH ORANGE AVENUE BETWEEN WEST END AVENUE AND PINE GROVE TERRACE BE IMMEDIATELY REMOVED was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

- 7-M-bk-2.** A MOTION REQUESTING THAT NEW JERSEY BELL PROVIDE THE NEWARK MUNICIPAL COUNCIL WITH A LISTING OF PUBLIC TELEPHONES THAT HAVE BEEN REMOVED BY NEW JERSEY BELL AND REPLACED BY INDEPENDENT CONTRACTORS was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-bl.** A MOTION REQUESTING THAT THE DIRECTOR OF LAND USE CONTROL HAVE THE STORE LOCATED AT 686-692 SANDFORD AVENUE INSPECTED FOR THE SALE OF GOODS ON THE SIDEWALKS was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-bm.** A MOTION COMMENDING MS. TISHA CAMPBELL FOR HER MANY POSITIVE CONTRIBUTIONS TO THE CITY OF NEWARK AS WELL AS FOR SERVING AS A ROLE MODEL FOR YOUNGSTERS NATION-WIDE was made by Council Member Villani, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-bn.** A MOTION CONGRATULATING MARK CAESAR A GRADUATE OF WEST SIDE HIGH SCHOOL, FOR HIS PIVOTAL ROLE IN HELPING THE UNIVERSITY OF MIAMI HURRICANES FOOTBALL TEAM DEFEAT THE NATION'S TOP RANKED COLLEGE FOOTBALL TEAM THE FLORIDA STATE SEMINOLES was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-bo.** A MOTION COMMENDING THE METRO NEWARK CHAMBER OF COMMERCE FOR ITS SUPPORT OF THE CITY OF NEWARK'S EFFORTS TO IMPROVE ITS IMAGE ON A STATE AND NATIONAL LEVEL was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-bp.** A MOTION TO FORWARD COPIES OF THE HEARINGS OF CITIZENS PORTION OF THE COUNCIL MEETING TO SUPERIOR COURT JUDGE BURRELL HUMPHREYS AND MUNICIPAL PRESIDING JUDGE CLIFFORD MINOR SO THEY CAN READ FIRSTHAND THE COMPLAINTS REGARDING CRIME IN THE CITY OF NEWARK was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-bq.** A MOTION BY THE MUNICIPAL COUNCIL OFFICIALLY RECOGNIZING THE 50TH ANNIVERSARY OF PEARL HARBOR AND PAYING TRIBUTE TO THE NEWARK RESIDENTS AND OTHERS WHO LOST THEIR LIVES ON DECEMBER 7, 1941 was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.

7-M-br.

A MOTION BY THE MUNICIPAL COUNCIL INVITING THE CITY ADMINISTRATION, THE BOARD OF EDUCATION, THE LIBRARY, MUSEUM AND NEWARK SYMPHONY HALL TO COLLABORATE ON A PROGRAM PAYING TRIBUTE TO THE LATE DR. MARTIN LUTHER KING, JR. ON JANUARY 15, 1992 was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

COMMUNICATIONS AND PETITIONS.

Communications.

8-a.

The City Clerk presented Proposed "Ordinance to amend and supplement Title 15, Housing, Chapter 9B, Rent Control, Section 8, of the Revised Ordinances of the City of Newark, New Jersey, (To prohibit owners and landlords of multiple dwelling units from claiming the cost of repairing the roof at said facility as a hardship.)"

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 4, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

8-b.

The City Clerk presented Proposed "Ordinance to amend and supplement Title 2, Administration, Department of Land Use Control, Division of Permits and Licenses, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented (By mandating all license applicants to provide their residential addresses as a requirement for all licenses.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 4, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

8-c.
(A.S.)

Communication from Business Administrator Monteilh, received November 15, 1991, enclosing proposed "Ordinance rescinding 'Ordinance approving the sale of premises commonly known as 146 Palm Street and 148 Palm Street, Newark, Block 4199, Lot 149, 150 and 151, to the City of East Orange, pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1); further, repealing Ordinance 6-S & F-e, adopted December 14, 1988)' 6-S & F-h, dated March 1, 1989."

(Enables property to be placed in the general auction scheduled for December 5, 1991)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-p (A.S.), on page 6 in the minutes of this meeting.)

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- 8-d. (A.S.) Proposed "Ordinance to amend Title 23, Traffic and Parking; Chapter 7, Parking Meter Regulations, Generally of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to be further amended by creating a new Section 14, to allow a Holiday Season Moratorium on the Enforcement of Parking Meters in Certain Areas."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(By allowing parking from 2:00 P.M. to 10:00 P.M. as well as all day Saturday and Sunday for period from Thanksgiving Day Holiday to December 25th of each year)

(For action on this item, see Ordinance 6-F-r (A.S.), on page 7 in the minutes of this meeting.)

- 8-e. (A.S.) Proposed "Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6C: for years 1990 and 1991, on property owned by open Bible Evangelical Church and located at 302/308 Chancellor Avenue, Block 3727, Lot 24, Newark, New Jersey 07112."

(For action on this item, see Ordinance 6-F-s (A.S.) on pages 7 & 8 in the minutes of this meeting.)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

- 9-a. Communication from Business Administrator Monteilh, received October 3, 1991, enclosing proposed "Ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 11, Procedures of Tax Abatement Agreements of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Creates an exemption for non-profit urban renewal entities constructing housing for low income persons by allowing eligibility for projects consisting of less than five (5) units)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

- 9-b. Proposed "Ordinance to amend and supplement Title 8, Business and Occupations, Chapter 20, Public Garages of the City of Newark, New Jersey, 1966, as amended and supplemented, by exempting the requirements of a privacy fence for premises located in business districts as well as industrial districts."

(Exempts premises located in business and industrial districts from requirement of privacy fence, but requires them to have chain-linked fence)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from October 25, 1991 to November 12, 1991:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Saint Benedict Booster Club | 10467 (Amended) |
| Parent Association of Saint Benedict Elementary School | 10471 (Amended) |
| Grace Reformed Baptist Church Inc. | 1051C (Amended) |
| Saint Michael's MerryMakers | 10553 |
| Immaculate Conception Church | 10561 |

RAFFLE LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Sport Club Portugues, Inc. | 10554 |
| Saint John's Guild | 10555 |
| Our Lady of Good Counsel High School | 10556 |
| Our Lady of Good Counsel High School Alumni Association | 10557 |
| Habitat for Humanity Newark, Inc. | 10558 |
| La Casa De Don Pedro, Inc. | 10559 |
| Immaculate Conception Church | 10560 |
| Rosary Society of the Immaculate Conception Church | 10562 |
| Rosary Society of the Immaculate Conception | 10563 |
| Ironbound Interparochial Elementary School | 10565 |

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Branch.

This meeting adjourned at 11:30 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

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Newark, New Jersey, November 26, 1991

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Third Floor, City Hall, Newark, New Jersey at 12:55 P.M.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Grant, Harris, Rice, President Tucker, Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Carrino, Martinez, Villani.

City Clerk Marasco read letter dated November 19, 1991, from Council President Tucker, calling a special meeting of the Municipal Council for Tuesday, November 26, 1991, at 10:00 A.M., or as soon thereafter as practical, in the Council Conference Room, City Hall, Newark, to consider the following legislation:

Resolution authorizing Tax Collector to waive interest due on 1991 taxes only and to waive interest on other municipal charges for 1991 only, provided the payment is received from December 2, 1991 to December 31, 1991. (This resolution authorizes Amnesty on interest due to 1991 current taxes only and interest on other current municipal charges only) (Resolution 7-R-cb, November 18, 1991 (deferred))

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on November 19, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

7-R-a (S)

Resolution authorizing Tax Collector to waive interest due on 1991 taxes only and to waive interest on other municipal charges for 1991 only, provided the payment is received from December 2, 1991 to December 31, 1991.

(This resolution authorizes Amnesty on interest due on 1991 current taxes only and interest on other current municipal charges only)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Finance Director Jean and Tax Collector Garness met with the Council November 26, 1991.)

A motion to adopt the resolution was made by the Council Member Grant, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, President Tucker.

Absent: Council Members Carrino, Martinez, Villani.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, President Tucker.

Absent: Council Members Carrino, Martinez, Villani.

This meeting adjourned at 1:00 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

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Newark, New Jersey, December 4, 1991

Prior to the regularly scheduled meeting various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:35 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Honorable Anthony Carrino, North Ward Council Member.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel JoAnn Robinson, Intergovernmental Liaison Joseph Bradley, Legislative Research Officers Tom Jones and Elmer Herrmann, Public Relations Consultants Delores Wheat, Lois Redisch and Harold Edwards and Detective Joseph Towe and Detective Peter Gavin, Sergeants-At-Arms.

Absent: Council Member Villani.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was disseminated on November 26, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented **Tax Abatement and Special Taxes Revenue Report, July 1, 1991 through September 30, 1991, submitted by Department of Finance.**
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 4-b. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque North, held October 18, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 4-c. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque South, held October 18, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

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- 4-d. The City Clerk presented Copy of Minutes of Meeting of Housing Authority of City of Newark, held September 19, 1991.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 4-e. The City Clerk presented Copy of Minutes of Special Meeting of Housing Authority of City of Newark, held September 26, 1991.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 4-f. The City Clerk presented Copy of Minutes of Meeting of Housing Authority of City of Newark, held October 17, 1991.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 4-g. The City Clerk presented Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held October 17, 1991.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 4-h. The City Clerk presented Single Audit Report on Supplementary Schedules of Federal and State Financial Assistance Programs not part of Report on General Purpose Financial Statements, December 31, 1989, submitted by Samuel Klein and Company, Certified Public Accountants.

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

A motion to permit the Chairman of the Board of Commissioners of the Newark Housing Authority Mr. Zinnerford Smith, to be heard under "Hearings of Citizens" at this time as made by Council Member Rice, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, President Tucker.

Absent During Roll Call: Council Member Martinez.

Absent: Council Member Villani.

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6-HC-a.

MR. ZINNERFORD SMITH, CHAIRMAN, BOARD OF COMMISSIONERS, NEWARK HOUSING AUTHORITY, addressed the Members of the Municipal Council with respect to conditions at Hayes Homes Apartment Complexes.

President Tucker indicated he would like Mr. Smith to update the tenants present in the audience as to what steps are being taken by the Newark Housing Authority to rectify problems at Hayes Homes.

Council Member Grant noted that correspondence has been sent to Secretary of Housing and Urban Development Mr. Jack Kemp to visit the City of Newark to upgrade the quality of public housing in the City of Newark with no response and suggested the Municipal Council and tenants of Hayes Homes might have to travel to Washington, D.C., to get immediate action for their concerns.

Council Member Branch, through the Chair, directed the City Clerk to invite Mr. Kemp to meet with the Council to tour the public housing complexes within the City of Newark.

President Tucker stated these concerns would be placed in the form of motions at the appropriate time.

Mr. Smith noted that despite personnel changes within the Newark Housing Authority, steps are being taken to rectify all problems within Hayes Homes.

At this time, President Tucker acknowledged Mr. Ramon Aneses, former first Hispanic Deputy Mayor of Newark, who was present in the audience.

FINDINGS OF FACT - BOARD OF ADJUSTMENT.

4-A-1.

The City Clerk read **In the Matter of Application of Wilbert Ruiz, Applicant, Wilbert and Benigna Ruiz, Owners, to permit in a Second Business and First Industrial Districts, Automobile, Body and Fender Repairs and Spray Painting and with accessory parking conducive to a back-out maneuver onto an arterial street on premises 597-605 Springfield Avenue and 696 South 14th Street. (South Ward)**

(Copy of transcript submitted to each Member of the Council)

(Mr. Charles Richardson, King William Grand Lodge, A.F. & A.M. and Mrs.

Louise Dancy, Queen of Sheby Grand Chapter, O.E.S., Appellants)

(Board of Adjustment hearing held April 25, 1990)

(Transcript filed May 10, 1990)

A motion to defer action on this matter was made by Council Member Grant, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Tucker called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Ellery Avenue and Sandford Place.**
 (Ellery Avenue and Sandford Place: Stop signs shall be installed on all approaches)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 18, 1991.

- 6-F-b. The City Clerk read **An ordinance amending Section 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended, by changing parking prohibited at all times on Clinton and Halsey Streets to parking prohibited between the hours of 7 A.M. to 6 P.M. on Clinton and Halsey Street.**

(Deleting: Clinton Street, north side, from Broad to Lawrence Street.

Adding:

No parking at any time between the hours of 7 A.M. and 6 P.M.

Clinton Street, north side, from Broad Street to Mulberry Street;

Halsey Street, between Washington Place and Branford Place, east and west sides).

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 6-F-c. The City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on South 10th Street.**

(Deleting:

South 10th Street - east side

from Woodland Avenue to Springfield Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.

- 6-F-d. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street. (West Ward)**
 (Kerrigan Boulevard and Ivy Street: Stop signs shall be installed on all approaches)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.

- 6-F-e. The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Delavan Avenue and North 8th Street. (North Ward)**
 (Delavan Avenue and North 8th Street: Stop signs shall be installed on all approaches)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.

- 6-F-f. The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986, as amended (To create the title of Principal Assessing Clerk, Typing, in the Department of Land Use Control).**
 (Principal Assessing Clerk, Typing (35 Hours) 1 1/1/91 \$24,785.53 - \$29,754.25)
 (Creating title of "Principal Assessing Clerk, Typing" to more appropriately describe duties and responsibilities of employee currently serving in title of "Principal Assessing Clerk". No change in salary. Old title common title. Represented by Newark Council #21, Civil Service Association.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Grant, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
 President Tucker: The yeses are eight, the nones are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 18, 1991.

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6-F-g.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of Painter in the Department of Engineering).

(Abolishes title no longer required for use by Department of Engineering.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Engineering Director Zach to meet with the Council at its December 17, 1991, pre-meeting conference to discuss same was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

6-F-h.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Tenant Interviewer and to abolish the title of Tenant Relations Assistant in the Department of Development).

(Tenant Interviewer 1 1/1/91 \$28,423.70 - \$34,200.66
(35 Hours))

(Creating title of "Tenant Interviewer" and abolishing title of "Tenant Relations Assistant" to more appropriately describe duties and responsibilities of employee currently serving in title of "Tenant Relations Assistant". No change in salary. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the nones are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 18, 1991.

6-F-i.

The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of North 6th Street and 3rd Avenue West. (North Ward)

(North 6th Street and 3rd Avenue West: Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance was made by Council Member Carrino, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

Council Member Carrino, through the Chair, directed the City Clerk to communicate with Commissioner of Department of Transportation requesting they expedite approval of four-way stop signs at this location.

6-F-j.

The City Clerk read **An ordinance to amend and supplement Title 15, Housing, Chapter 9B, Rent Control, Section 8, of the Revised Ordinances of the City of Newark, New Jersey, (To prohibit owners and landlords of multiple dwelling units from claiming the cost of repairing the roof at said facility as a hardship.)**
(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the nones are none and one absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 18, 1991.

6-F-k.

The City Clerk read **An ordinance to amend and supplement Title 2, Administration, Department of Land Use Control, Division of Permits and Licenses, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented (By mandating all license applicants to provide their residential addresses as a requirement for all licenses.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the nones are none and one absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 18, 1991.

A motion to consider Item 8-d, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

6-F-l.

The City Clerk read **An ordinance authorizing the Director of the Department of Development to acquire a privately owned property located at 257 Academy Street, a/k/a Block 404, Lot 23, within the University Heights Redevelopment Area, Site "E", or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq. (Central Ward) (\$75,000.)**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the nones are none and one absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 18, 1991.

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A motion to consider Item 8-g, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

6-F-m.

The City Clerk read An ordinance authorizing the Director of the Department of Development to acquire a privately owned property located at 259 Academy Street, a/k/a Block 404, Lot 24, within the University Heights Redevelopment Area, Site "E", or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq. (Central Ward) (\$85,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the nones are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 18, 1991.

A motion to consider Item 8-h, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani

6-F-n.

The City Clerk read An ordinance approving the sale of premises commonly known as 208-210 Rose Street, Block 2658, Lot 46; 212-216 Rose Street, Block 2658, Lot 44; 218 Rose Street/2 Chadwick Avenue, Block 2658, Lot 41 and 4 Chadwick Avenue, Block 2658, Lot 40 to Essex County College pursuant to the provisions of N.J.S.A. 40A:12-13(B)(1). (South Ward) (\$248,000)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading and directing the City Clerk to invite Business Administrator Monteilh, Director of Development Lucas and President of Essex County College Yamba to meet with the Council at its December 17, 1991 pre-meeting conference was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Not Voting: Council Member Carrino

Absent: Council Member Villani.

President Tucker: The yeses are eight, the nones are none, one not voting and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 18, 1991.

A motion to consider Item 8-i (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

6-F-o.
(A.S.)

The City Clerk read An ordinance to amend and supplement Title 22, Streets and Sidewalks; to create a Chapter 23, Permits for Pay Phones on Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to allow the installation of pay phones on the City of Newark's sidewalks, to be regulated to insure that their use, maintenance and location does not interfere with the public's use of the streets and sidewalks.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the nones are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 18, 1991.

A motion to consider Item 8-j (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

6-F-p.
(A.S.)

The City Clerk read An ordinance rescinding "Ordinance authorizing the Director of the Department of Development to exchange property located at 85-91 North 13th Street with Greater Level Hill Baptist Church, Inc., for property located at 373-379 18th Avenue, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-16"; Ordinance 6-S & F-y, adopted October 17, 1990. (West Ward)

(Enables property to be placed in the general auction)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Grant.

Absent: Council Member Villani.

President Tucker: The yeses are seven, the nones are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 18, 1991.

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ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Sections 23:5-4 and 23:5-5, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on street parking regulations on Ferry Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-4, Parking Limited to One Hour, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

FERRY STREET:

From Raymond Plaza East to Merchant Street
Both sides, from 9:30 a.m. to 6:00 p.m., except Sundays.

and by adding thereto:

FERRY STREET:

From Raymond Plaza East to Madison Street
From Adams Street to Merchant Street
Both sides, from 9:30 a.m. to 6:00 p.m., except Sundays.

Section 2. That Section 23:5-5, Parking Limited to Two Hours, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

FERRY STREET:

From Madison Street to Adams Street
Both sides, from 9:30 a.m. to 6:00 p.m., except Sundays.

Section 3. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey

Section 5. This ordinance does not require approval of the Commissioner of Transportation.

STATEMENT: This ordinance changes the limited time parking restriction along a portion of Ferry Street from one hour to two hours.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Business and Occupations, Chapter 12, Restaurants, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, (To include the definition of fast food restaurants and to regulate hours of operation for such establishments).

WHEREAS, it is hereby determined that during the night hours the public peace and decorum are being disturbed by individuals patronizing fast food restaurants which are open and operate 24 hours/day and, since the good and welfare of the general public requires that such service be prohibited during the period between the hours of midnight and 6:00 a.m.;

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1: Title 8, Businesses and Occupations, Chapter 12, Restaurants, Section 1, definitions, be and is hereby amended to add the definition of Fast Food Restaurants to read as follows:

8:12-1 Definitions

.....

Fast Food Restaurant means any establishment providing a limited menu for over-the-counter sale of foods, frozen deserts and/or beverages to the consumer, which are packaged in paper or other types of disposable wrapping or containers or which are served in edible containers in a ready to consume state and whose design and method of operation is such that it caters to drive-up or walk-in customers.

.....

Section 2: Title 8, Businesses & Occupations, Chapter 12 Restaurants, Section 8, Restrictions on hours of operation of carhop service; display of notice, shall be amended to add the following:

8:12-8 Restrictions on hours of operation of Fast Food Restaurants and Carhop Service; display of notice.

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- (d) No person, owner or operator of any fast food restaurant shall conduct any business between the hours of midnight and 6:00 a.m.

Section 3. This Ordinance shall take effect upon final passage and publication in accordance with law, with the exception that these regulations shall take effect at the time of license renewal as required under these regulations for existing fast food restaurants.

STATEMENT

This ordinance prohibits fast food restaurants from operating between the hours of midnight to 6 a.m.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and directing the City Clerk to return the ordinance to Administration per request of Corporation Counsel was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor", (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To create certain position titles and abolish others in the Municipal Courts).

(Creating 5 titles and abolishing 5 titles in order to conform with state legislation renaming position title descriptions in Municipal Courts. No change in salaries. Represented by Newark Council #21, Civil Service Association with exception of "Municipal Court Director" which is not represented by any bargaining unit.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1(c) of the ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6S&FC) adopted May 4, 1977 as amended and supplemented to create the titles and salary ranges as follows:

| <u>POSITION</u> | <u>EFFECTIVE</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|---|------------------|----------------------------------|----------------------------------|
| Chief Municipal Court Administrator A704 (35 Hrs.) | 1/1/91 | \$29,754.25 | \$35,809.21 |
| Deputy Municipal Court Administrator A705 (35 Hrs.) | 1/1/91 | \$22,021.17 | \$25,939.36 |
| Deputy Municipal Court Director A703 (35 Hrs.) | 1/1/91 | \$37,237.67 | \$44,903.45 |
| Municipal Court Administrator A706 (35 Hrs.) | 1/1/91 | \$22,638.76 | \$27,150.73 |
| Municipal Court Director | 1/1/91 | \$40,694.00 | \$49,463.00 |

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SECTION 2. Section 1(c) of the aforementioned ordinance be further amended to abolish the following titles as follows:

(c) Municipal Courts

POSITION

| | | | |
|---|--------|-------------|-------------|
| Chief Municipal Court Clerk 1161 (35 Hrs.) | 1/1/91 | \$29,754.25 | \$35,809.21 |
| Deputy Municipal Court Administrator 3555 (35 Hrs.) | 1/1/91 | \$37,237.67 | \$44,903.45 |
| Deputy Municipal Court Clerk 1510 (35 Hrs.) | 1/1/91 | \$22,021.17 | \$25,939.36 |
| Court Administrator 2523 | 1/1/90 | \$40,694.00 | \$49,463.00 |
| Municipal Court Clerk 2525 (35 Hrs.) | 1/1/91 | \$22,638.76 | \$27,150.73 |

SECTION 3. The hereinabove noted position namely Municipal Court Director is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in such position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, annual minimum or annual maximum salaries which are inconsistent herewith are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Water Leak Detector and to abolish the Title of Laborer, Water Leak Detector in the Department of Engineering).

(Creating title of Water Leak Detector and abolishing title of Laborer, Water Leak Detector, to replace non-standard title with New Jersey Department of Personnel approved title. Increase of \$.32 per hour. Represented by I.F.H.P., District 6.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefore," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Water Leak Detector 1 1/1/91 \$8.52 - \$9.18 - \$10.02
5112 (40 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Laborer, Water Leak Detector
A064 (40 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance will replace a non-standard title with a New Jersey Department of Personnel approved title.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Finance," adopted May 4, 1977, as amended (To abolish the title of Assistant Director of Water Accounting and Customer Service in the Department of Finance).

(Abolishes title no longer required for use by Department of Finance)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 2 of an ordinance entitled, "An ordinance creating positions in the Department of Finance" (6S&FH) adopted May 4, 1977, as amended and supplemented be amended to abolish the following title:

POSITION

Assistant Director of Water
Accounting and Customer Service
7156 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which is inconsistent therewith, is hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This title is no longer required for use by the Department.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structures, more specifically identified on the official tax map as Block 3684, Lot 15, more commonly known as 21-23 Keer Avenue for the period commencing from the date of issuance of the certificate of occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 3684, Lot 15 more commonly known as 21-23 Kerr Avenue have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified as Alfred F. Hughes, Jr. and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement said total being in the amount of \$2,200.00

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from the obligations to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of a Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the final passage of this Ordinance.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for property located at 21-23 Keer Avenue, Block 3684, Lot 15.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance rescinding "Ordinance approving the sale of premises commonly known as 146 Palm Street and 148 Palm Street, Newark, Block 4199, Lot 149, 150 and 151, to the City of East Orange, pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1); further, repealing Ordinance 6-S & F-e, adopted December 14, 1988)" 6-S & F-h, dated March 1, 1989.

WHEREAS, Ordinance 6S&FH dated March 1, 1989 authorized the sale of 146 and 148 Palm Street, Block 4199, Lots 149, 150 and 151 to the City of East Orange for the United Vailsburg Services Organization (hereinafter U.V.S.O.); and

WHEREAS, no activity has taken place with regard to the sale and U.V.S.O. is no longer interested in developing this project; and

WHEREAS, said Ordinance authorizes this sale must be rescinded so that the properties can be sold at auction.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. Ordinance 6S&FH dated March 1, 1989 be and is hereby repealed in its entirety.

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Section 2. 146 and 148 Palm Street, Block 4199, lots 140, 150 and 151 may be added to the next general auction.

Section 3. This ordinance shall take effect upon publication and passage according to law.

STATEMENT

Passage of this ordinance will permit the City of Newark to rescind the sale of property to the City of East Orange and enable the property to be placed in the general auction.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 2, Administration, Chapter 14, Personnel Practices and Policies, Section 5, Annual Vacation Leave of Sub-paragraph (a)(2), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 2, Administration, Chapter 14, **Personnel Practices and Policies**, Section 5, **Annual Vacation Leave** subparagraph (a)(2) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended and supplemented to read in its entirety as follows:

(2) Municipal officials who are serving in the following departments and agency head positions shall be credited with twenty (20) working days annual vacation leave irrespective of their years of service; Mayor, Presiding Judge, Judges, City Clerk, Business Administrator, Assistant Business Administrator, Corporation Counsel, Aide to the Mayor (Chief of Staff), Directors of the Departments of Development, Engineering, Finance, Fire, Health and Human Services, Land Use Control, General Services, Police and Police Chief. During the first calendar year of appointment, annual vacation leave shall be prorated based upon the date of hire of an official.

SECTION 2. This ordinance shall take effect on January 1, 1992 for vacation days accrued beginning on January 1, 1992 and thereafter.

Section 3. All ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

The purpose of this ordinance rescinds the provision providing for the payment of vacation credits for unused vacation time.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeases are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 23, Traffic and Parking; Chapter 7, Parking Meter Regulations, Generally of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to be further amended by creating a new Section 14, to allow a Holiday Season Moratorium on the Enforcement of Parking Meters in Certain Areas.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 23, Traffic and Parking, Chapter 7, Parking Meter Regulations, generally; Section 14, Holiday Moratorium, of the Revised Ordinances of the City of Newark is further amended and supplemented, as follows:

23:7-14. HOLIDAY MORATORIUM

The parking meter regulations shall not be enforced on weekdays between the hours of 2 P.M. - 8 P.M. as well as all day on Saturday and Sunday in the Central Business District as defined in Section 23:1-1 during the period from the Thanksgiving Day Holiday to December 25th of each year.

Section 2. Any existing ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

STATEMENT

This ordinance has been amended to allow a moratorium on the enforcement of the Parking Meter Ordinance on weekdays between the hours of 2 P.M., to 8 P.M. as well as all day Saturday and Sunday in the Central Business District for the period from Thanksgiving Day Holiday to December 25th of each year.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6C: for years 1990 to 1991, on property owned by Open Bible Evangelical Church and located at 302/308 Chancellor Avenue, Block 3727, Lot 24, Newark, New Jersey 07112.

WHEREAS, Open Bible Evangelical Church, is a New Jersey Corporation organized under Title 16, of New Jersey Statutes as a religious non-profit corporation; and

WHEREAS, Open Bible Evangelical Church, purchased property located at 302-308 Chancellor Avenue Block 3727, Lot 24, Newark, New Jersey; and

WHEREAS, the aforesaid property has been entitled to exemption from payment of real property taxes as set forth in the notarized statement of Tyrone Sharpe, Sr. for the years 1990 and 1991 (attached hereto); and

WHEREAS, Open Bible Evangelical Church represents that it inadvertently failed to file for tax exemption for the years 1990 and 1991; and

WHEREAS, N.J.S.A. 54:4-3.6C provides that the governing body of each municipality may, by ordinance upon a showing of good cause as to why a timely claim was not filed, return all taxes collected on properties owned by one or more associations or corporations organized exclusively for purposes as set forth pursuant to N.J.S.A. 54:4-3.6C which would have been exempt had timely claim been made;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That by copy of this ordinance, the Tax Assessor of the City of Newark be and is hereby authorized to remove the tax assessment, for the years 1990 and 1991 on the property listed above, located in Newark, New Jersey.

2. That the Tax Collector cancel the taxes and any interest and penalties on the aforesaid property for the years 1990 and 1991.
3. This ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

STATEMENT:

Forgiveness and cancellation of taxes for Open Bible Evangelical Church located on 302/308 Chancellor Avenue, Block 3727, Lot 24, Newark, New Jersey 07112.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage.

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Land Surveyor/Principal Planner in the Department of Engineering).

(Land Surveyor/ 1 1/1/91 \$41,187.02 - \$49,704.53
Principal Planner
(40 Hours))

(Creating title in Department of Engineering in accordance with New Jersey Department of Personnel reclassification. No salary change. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Engineering Director Zach to meet with the Council at its December 17, 1991 pre-meeting conference was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Villani.

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6-S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Sections 23:5-2, 23:5-4 of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Halsey Street.

(East Ward)

(Copy of ordinance submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Martinez, seconded by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Villani.

HEARINGS OF CITIZENS

6-HC-a. (For action on this item, see pages 2 and 3 in the minutes of this meeting)

6-HC-b. **MS. L.D. SAMPSON-GRAY, 190 SEYMOUR AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to the need for residents to receive advance notification regarding community services.

President Tucker directed the City Clerk to extract verbatim transcript of remarks made by the speaker and forward to Mayor James and Business Administrator Monteilh for their attention and necessary action.

Council Member Carrino, through the Chair, directed the City Clerk to invite Engineering Director Zach to meet with the Council at its December 10, 1991, special conference to discuss the garbage collection schedule.

6-HC-c. **MR. FRANK HURTZ, 402 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council urging them to establish an Office for the Homeless. The speaker also submitted a petition to create same.

President Tucker directed the City Clerk to forward correspondence together with petition to Acting Director of Department of Health and Human Services Ruffin requesting a response.

6-HC-d. **MS. PERL COLES, 322 HUNTERDON STREET, NEWARK, NEW JERSEY.**

6-HC-e. **MS. SARAH ROGERS, 308 WEST KINNEY STREET, NEWARK, NEW JERSEY.**

The above-mentioned speakers addressed the Members of the Municipal Council with respect to unsafe living conditions at Hayes Homes Apartments.

Temporary President Grant indicated the Council will communicate with Acting Director of Newark Housing Authority and Commissioners requesting assistance for residents of public housing.

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Council Member Branch, through the Chair, directed the City Clerk to extract verbatim transcript of remarks made by Ms. Rogers and forward to Housing Authority, Board of Commissioners requesting them to explore the feasibility of reinstating security at Hayes Homes and Bradley Court.

(For further action on this item, see Motions 7-M-d and 7-M-e on page 41, and Motion 7-M-h on page 42 in the minutes of this meeting)

A motion to permit Ms. Evelyn Laccitiello to be heard under "Hearings of Citizens" at this time was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

6-HC-f. MS. EVELYN LACCITIELLO, 380 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to various expenditures made by Members of the Municipal Council in view of impending lay-offs within the City of Newark.

There was a lengthy discussion held by the Members of the Municipal Council.

A motion to permit Ms. Edna Thomas to be heard under "Hearings of Citizens" at this time was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martienz, Rice, President Tucker.

Absent: Council Member Villani

6-HC-g. MS. EDNA THOMAS, 260 MAINWRIGHT STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to United Hospital Medical Center wherein no Newark residents serve on the Board of Directors.

There was a lengthy discussion held by the Members of the Municipal Council.

(For further action on this item, see Motions 7-M-a and 7-M-b listed below)

A motion to consider Motions 7-M-a and 7-M-b at this time was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-M-a. A MOTION VOICING THE MUNICIPAL COUNCIL'S DISPLEASURE WITH COMMENTS MADE BY MR. BERNARD RABINOWITZ PERTAINING TO THE PROFESSIONALISM OF NEWARK RESIDENTS SPECIFICALLY RELATING TO THE COMPARISON OF PROFESSIONALISM VERSUS COMMUNITY PARTICIPATION ON THE BOARD OF DIRECTORS OF THE HOSPITAL was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-M-b. A MOTION STRONGLY ENDORSING THE APPOINTMENT OF NEWARKERS TO THE UNITED HOSPITAL MEDICAL CENTER BOARD OF DIRECTORS AND SUPPORTING THE ESTABLISHMENT OF A COMMUNITY ADVISORY COMMITTEE TO THE BOARD OF TRUSTEES was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

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RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

Resolution authorizing Mayor and Business Administrator to execute contract with Hay Management Consultants, 1271 Avenue of the Americas, New York, New York, for professional services relating to the preparation, analysis and presentation of compensation and benefits information for negotiations and interest arbitrations affecting rank-and-file and superior officers in the Police and Fire Departments, maximum amount of contract is \$50,000., inclusive of administrative costs, which amount shall not exceed \$10,000. in 1991 and not to exceed \$40,000. in 1992, \$10,000. provided in Division of Personnel. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-2(1)(a)(ii))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Villani.

7-R-b.

Resolution ratifying and authorizing Mayor and Director of Development to execute and enter into contract with Newark Economic Development Corporation, Inc., a New Jersey non-profit corporation, for performing certain administrative services in conjunction with various commercial and economic development programs, more specifically identified in contract, for period July 1, 1991 to June 30, 1992, NEDC shall receive funds totalling \$500,000. from Miscellaneous Revenues Receipts.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Monteilh, Assistant Corporation Counsel Watson and Mr. Alfred Faiella, Executive Director, Newark Economic Development met with the Council November 18, 1991)

(Corporation Counsel Grant met with the Council December 4, 1991)

A motion to amend the resolution by adding thereto, "This contract is further conditioned upon the prohibition that no officer, agent, employee of N.E.D.C. shall enter into any contract, agreement or other business relationship with any individual partnership or corporation that does business with the City of Newark. A violation of this prohibition shall be grounds for termination of this contract," was made President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Villani.

A motion to adopt the resolution, as amended, was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Martinez, President Tucker.

No: Council Member Rice.

Not Voting: Council Member Harris.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Villani.

7-R-c.

Resolution approving tax abatement and financial agreement for Broad Street Urban Renewal Corporation for rehabilitation of former S. Klein building into retail/commercial space at 689-691 Broad Street, Block 52, Lot 38, granting exemption from taxation on improvements for a co-terminus period of 15 years from the date of issuance of Certificate of Occupancy to coincide with completion of Phase I and pursuant to N.J.S.A. 40:55C-65, and only so long as the entity is subject to and complies with said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon the further condition that the entity withdraw its pending tax appeal and does not file a petition of tax appeal for premises during period of exemption, except as the Financial Agreement permits; further requiring that the Three Phase project be completed within three years from the adoption of this resolution.

(Formula is to be calculated at 2% of the project cost for the first five years and 15% of annual gross revenue for the last ten years)

(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Villani.

7-R-d.

Resolution granting a period of extension for P.S.A. Urban Renewal Corporation to comply with terms of Tax Abatement Resolution 7-R-b (S-3), May 27, 1986, 67-69-71 James Street, Block 44, Lots 33, 35, 36 and 37, by allowing the entity one year from adoption of resolution to acquire title to property and complete project.

(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made Council Member Harris, seconded by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Villani.

7-R-e.

Resolution ratifying and authorizing Business Administrator to enter into contract with James Petrozello Co., Inc. (Primary), 1222 Harrison Avenue, Kearny, New Jersey, and Newark Disposal Service (Secondary), Foot of Pacific Street, Newark, New Jersey, two lowest responsible bidders, to provide Roll Off Type Container Services, for period September 1, 1991 to August 31, 1992, contract shall not exceed \$500,000.; \$6,000. encumbered in Department of Engineering, Division of Sanitation.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, Engineering Director Zach and Representatives from James Petrozello Co. and Newark Disposal Service to meet with the Council at its December 10, 1991, special conference was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Not Voting: Council Member Bradley.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Villani.

December 4, 1991

- 7-R-f. Resolution rescinding Tax Abatement Agreement of Arlington Street Development Urban Renewal Associates, Limited Partnership, 427-433 University Avenue, Block 100, Lot 5, for failure of the entity to maintain an Affirmative Action Program as required by Resolution 7-R-br, November 1, 1989, unless said entity within 30 days, submit proof of compliance to the Manager of the Office of Affirmative Action and the City Clerk. (East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Villani.

- 7-R-g. Resolution rescinding Financial Agreement for Tax Abatement with Tiago and Almeida Urban Renewal Corporation, 180-186 Avenue L, Block 2067, Lot 54, for failure to pay outstanding balance and non-payment of excess profit totalling \$20,508.90 for the years 1988 and 1989 as required by Tax Abatement authorized by Resolution 7-R-cc, November 5, 1980, unless said entity within 30 days following such service, pays all outstanding excess profits, as required by its Financial Agreement. (East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Villani.

- 7-R-h. Resolution approving modification retroactive to the year 1988 of Tax Abatement and Financial Agreement of Pilgrim Baptist Housing Association II, approved by Resolution 7-R-k, December 3, 1976, 143-169 Avon Avenue, Block 2579, Lot 49, by modifying the calculation of the annual service charge formula from 12.5% to 7.4% of the annual gross sheltered rents, and excluding water, sewer and garbage cost from the calculation of annual gross sheltered rents; further, requiring the entity to submit to the Law Department a filed Stipulation of Dismissal in its pending litigation with the City and pay any outstanding annual service charges and arrears. (Central Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Villani.

- 7-R-i. Resolution appointing Samuel L. Jordan, Constable for a term commencing December 3, 1991 and ending December 3, 1992.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-j. Resolution authorizing Mayor to enter into grant agreement with New Jersey Department of Community Affairs, to utilize CY 1991 Supplemental Fire Services Program funds in amount of \$448,243., which is matched by \$111,881. from 1991 municipal budget, for total program amount of \$560,124.
(Funds for fire fighters)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-k. Resolution authorizing Mayor and Director of Development to enter into contract with New Jersey Performing Arts Center at Newark, Inc., a non-profit corporation, for period January 1, 1992 through December 30, 1992, for acquisition, demolition and design of the New Jersey Performing Arts Center, in amount of \$1,166,000.; funds provided by United States Department of Housing and Urban Development.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-l. Resolution amending Resolution Resolution 7-R-u, December 7, 1990, contract with The Newark Day Care Center Inc., a New Jersey non-profit corporation, for period December 1, 1991 through November 30, 1992, for purpose of allowing them to expend balance of their original \$75,484. FY XIV and XV which is \$71,559.37, to continue rehabilitation of 43 Hill Street; no additional funds required.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-m. Resolution authorizing Director of Engineering to accept proposal of, and enter into agreement with Hazen & Sawyer - Clinton Bogert Associates, 270 Sylvan Avenue, Englewood Cliffs, New Jersey 07632, for professional services for operation and maintenance of Pequannock Water Treatment Facilities, for six month period, for sum of \$585,000. and insurance coverage policy payment, not to exceed \$65,000.; said contractor shall perform work under this contract up to an amount of \$195,000. until additional appropriation is provided in 1992 operating budget of Division of Water/Sewer Utility. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh and Engineering Director Zach to meet with the Council at its December 10, 1991 special conference; further, directing the City Clerk to place this legislation on a Special Meeting to be called for December 10, 1991, at 11:00 A.M., or as soon thereafter as practical in the Council Conference Room, Room 304, City Hall, was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-n. Resolution authorizing Mayor and Director of Engineering to apply for and accept sum of \$1,289,000. from Commissioner of Transportation of State of New Jersey, Bureau of Local Aid, State Aid to Municipalities under New Jersey Transportation Trust Fund Authority Act, for resurfacing of Irvine Turner Boulevard and various streets.

(Irvine Turner Boulevard, from Springfield Avenue to Muhammad Ali Avenue; South 17th Street, from Springfield Avenue to 14th Avenue; Esther Street, from Euclid Avenue to Lister Avenue; Raymond Boulevard, from Mott Street to Blanchard Street; Ridge Street, from Second Avenue to Elwood Avenue; Berkeley Avenue, from Mt. Prospect Avenue to Lake Street; Clinton Place, from Lyons Avenue to Route 278; Bergen Street (III), from Lyons Avenue to Hillside City Line; Valley Street, from Stuyvesant Avenue to Irvington City Line; and Mt. Vernon Place, from Irvington City Line to South Orange City Line)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-o. Resolution authorizing Mayor and Director of Engineering to enter into agreement with New Jersey State Department of Environmental Protection and Energy, Division of Science and Research for provision of Digital Data Layers. (City to provide State with copy of said file)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-p. Resolution authorizing Director of Engineering to submit to Office of New Jersey Department of Environmental Protection and Energy a permit renewal application for operating City of Newark's Leaf Compost Facility.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-q. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with King Memorial Day Care Center, to provide day care services, for period June 1, 1991 to May 31, 1992, in amount of \$20,772., funds provided by H.C.D.A., Year XVII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-r. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with La Casa de Don Pedro Day Care Center, to provide day care services, for period June 1, 1991 to May 31, 1992, in amount of \$35,120., funds provided by H.C.D.A., Year XVII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

7-R-s. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Ironbound Children's Center, to provide day care services, for period June 1, 1991 to May 31, 1992, in amount of \$34,418., funds provided by H.C.D.A., Year XVII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

7-R-t. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into contract with Unified Vailsburg Day Care Center, to provide day care services, for period June 1, 1991 to May 31, 1992, in amount of \$29,000., funds provided by H.C.D.A., Year XVII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

7-R-u. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with St. Joseph's Day Care Center, to provide day care services, for period June 1, 1991 to May 31, 1992, in amount of \$22,896., funds provided by H.C.D.A., Year XVII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

7-R-v. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with New Dawn Day Care Center, to provide day care services, for period June 1, 1991 to May 31, 1992, in amount of \$34,669., funds provided by H.C.D.A., Year XVII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

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7-R-w.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Saint Ann's Community Day Care Center, to provide day care services, for period June 1, 1991 to May 31, 1992, in amount of \$65,001., funds provided by H.C.D.A., Year XVI.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-x.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Mustard Seed Child Development, to provide day care services, for period June 1, 1991 to May 31, 1992, in amount of \$26,065., funds provided by H.C.D.A., Year XVII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-y.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Newark Community Health Centers, Inc., to provide high quality ambulatory health services to residents of Newark, for period January 1, 1991 to December 31, 1991, in amount of \$150,000. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-z.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Delores C. Gayle, M.D., for provision of medical services to the Flu Vaccine Program, for period October 15, 1991 to December 31, 1991, maximum amount of contract shall not exceed \$2,200. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-ba.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Charles Carson, M.D., to provide medical consultation to Newark Lead Poisoning Program, for period September 1, 1991 to March 31, 1992, in amount of \$48,300., funds to be expended from Newark Division of Community Health budget. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bb. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Ironbound Community Corporation/Senior Ride Program, for provision of senior citizen transportation services, for period May 1, 1991 to April 30, 1992, in amount of \$10,000., funds provided by H.C.D.A., Year XVII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bc. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Young People's Institute for Learning, to provide day care services, for period June 1, 1991 to May 31, 1992, in amount of \$34,402., funds provided by H.C.D.A., Year XVII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bd. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with New Jersey State Department of Health, to continue implementing the Women, Infants & Children's Supplemental Feeding Program (WIC), for period October 1, 1991 to September 30, 1992, in amount of \$809,400. from New Jersey Department of Health; \$128,378. in-kind City match (non-cash), totalling \$937,778.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-be. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Suburban Regional Health Commission, for renewal of membership, for period January 1, 1991 to December 31, 1991, in amount of \$53,060.; further ratifying membership back to original date of membership, May 15, 1984; funds provided in 1991 budget.

(Suburban Regional Health Commission provided City with Air Pollution Control and emergency response services)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the resolution to Administration per request of Acting Director of Health and Human Services was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bf. Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Essex County College, for G.E.D. Preparatory Training Program, PY 91-20-00-N, for period December 4, 1991 to June 30, 1992; total amount of contract shall not exceed \$24,000., for forty (40) participants in two cycles (20 participants per cycle) of fourteen weeks, (200 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title 8%. (Contract awarded without competitive bidding, pursuant to Local Public Contracts Law, N.J.S.A. 40:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

December 4, 1991

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-bg.

Resolution authorizing Director of Finance to issue check in amount of \$15,000., payable to Luz Quiles, guardian ad litem for Yalitza Montalvo, and Martin Perez, their attorney, 5 Elm Row, Suite 104, New Brunswick, New Jersey 08901, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court, Law Division, seeking recovery for personal injuries resulting from a trip and fall on garbage and debris in front of 455 Summer Avenue, a vacant building owned by City of Newark on May 1, 1985.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-bh.

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown, totalling \$841,150.52 for overpayments carried on books and records of Tax Collector by reason of State Board Judgement, County Board Judgement and Cash Overpayments for years 1987, 1988, 1989, 1990 and 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-bi.

Resolution authorizing Director of Finance to issue check in amount of \$1,810. to Charles and Lela Jefferson, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 426-428 Jelliff Avenue, Block 3571, Lot 32.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-bj.

Resolution authorizing solicitation of bids for leasing of City-owned property known as 98-102 Orange Street, Block 45, Lots 3, 4, 5; pursuant to N.J.S.A. 40A:12-14(a), and authorizing advertising and setting return date for acceptance of final bid for leasing of same under specified conditions.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Rice, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

Council Member Rice, through the Chair, directed the City Clerk to communicate with Director of Development Lucas requesting additional insight as to how this property is going to be used.

- 7-R-bk. Resolution approving determination of Central Planning Board that City Tax Block 2508, Lots 18, 19, 20, 21, 22, 43, 44, 46 and 47, 137-145 Court Street, 64-76 Lincoln Street and 20-28 College Place, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 199 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended; pursuant to Resolution 7-R-bs, September 4, 1991.

(East Ward and Central Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bl. Resolution authorizing Central Planning Board to make investigation and hold public hearing to determine whether City Tax Block 3011, Lots 45 and 47, 753-759 Clinton Avenue, previously blighted by Resolution 7-R-j, October 21, 1987, can be expanded to include City Tax Block 3011, Lot 44, 889-903 South 15th Street, pursuant to Chapter 187 of the Laws of 1949 of New Jersey, N.J.S.A. 40:55-21.1 et seq., as amended.

(South Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bm. Resolution designating reserved parking area for handicapped motorists on Cortland Place; north side, beginning 190 feet east of the easterly curbline of Ferry Street and extending 25 feet easterly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bn. Resolution designating reserved parking area for handicapped motorists on Mount Prospect Avenue; east side, beginning 123 feet south of the southerly curbline extending 25 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.

(North Ward)

(Provides on-street parking areas for handicapped motorists in front of Public Buildings)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bo. Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Recycling Education Grant, \$59,788.; item available from Essex County Department of Planning and Economic Development.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bp-1. Resolution declaring an emergency exists as to an "Ordinance to amend Title 23, Traffic and Parking; Chapter 7, Parking Meter Regulations, Generally of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to be further amended by creating a new Section 14, to allow a holiday season moratorium on the enforcement of parking meters in certain areas," Ordinance 6-Ph, S & F-i, being finally adopted on December 4, 1991, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bp-2. Resolution declaring an emergency exists as to an "Ordinance amending Sections 23:5-4 and 23:5-5, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on street parking regulations on Ferry Street," Ordinance 6-Ph, S & F-a, being finally adopted on December 4, 1991, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bq. Resolution appointing Angel Luis Concepcion, Constable for a term commencing December 3, 1991 and ending December 3, 1992.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-br-1. Resolution recognizing and commending Ms. Marie A. Bagby on her retirement.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-br-2. Resolution recognizing and commending Newark Special Police Officers Israel Segarra and Emerson Bey for their meritorious performance.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-br-3. Resolution recognizing and commending the City of Miami, Florida on the occasion of hosting the 1991 Southeast Regional Pop Warner Championships on November 28, 1991 to December 1, 1991.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.

- 7-R-bs. Resolution authorizing Mayor and Director of Engineering to execute Contract 91-15, Police Chemical Laboratory Facility-31 Green Street, with Martino Contractors, Inc., 54 New York Avenue, Newark, New Jersey 07101, lowest responsible bid, in amount of \$139,836.; contract shall be completed within 150 days of notice to proceed. (Copy of resolution and correspondence submitted to each Member of the Council)**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.

- 7-R-bt. Resolution amending Resolution 7-R-m, May 17, 1989, Memorandum of Understanding with Newark-North Jersey Committee of Black Churchmen's Development Corporation, 588 Martin Luther King, Jr. Boulevard, Newark, New Jersey, to redevelop property at 10-36 Osborne Terrace, Block 3026, Lots 11, 15, 17, 18 and 21 and 1-23 Hedden Terrace, Block 3026, Lots 1, 95, 91 and 89 (108 units of low and moderate income housing), by adding Donald Jackson Neighborhood Corporation and creating a non-profit housing corporation known as "Terrace Heights Development Corporation, L.P.," and decreasing amount of units from 108 to 70. (Copy of resolution and correspondence submitted to each Member of the Council)**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.

- 7-R-bu-1. Resolution recognizing and commending the Newark Majestic Eagles Chapter on (A.S.) its first annual Rosa Parks Day Celebration.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.

- 7-R-bu-2. Resolution recognizing and commending the Pentecostal Church of God on the (A.S.) occasion of hosting a fundraiser for its scholarship fund.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.

- 7-R-bu-3. Resolution recognizing and commending the Newark Pop Warner Football League's (A.S.) Commissioners, Coaches and Advisors on the completion of its seventh successful season in the City of Newark.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.

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- 7-R-bu-4. Resolution recognizing and commending Worshipful King William Grand Lodge, (A.S.) A.F. & A.M., State of New Jersey and Queen of Sheba Grand Chapter, O.E.S., State of New Jersey for their exemplary service to the Newark community.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.

- 7-R-bu-5. Resolution recognizing and commending Saidi N'Guvu for exemplary community (A.S.) service to Newark youth and preserving the humanitarian legacy of the late Harold Wilson.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.

- 7-R-bu-6. Resolution and commending Ms. Amiri Baraka for exemplary community service (A.S.) and preserving the humanitarian legacy of the late Harold Wilson.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani

- 7-R-bu-7. Resolution recognizing and commending the 1991 Newark Day Poster Contest (A.S.) Winners.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Branch.

- 7-R-bv. Resolution by the Newark Municipal Council designating the corner of Court (A.S.) Street and Martin Luther King Boulevard as the "Rev. Dr. William D. Watley Plaza", for ceremonial and honorary purposes.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.

- 7-R-bw. Resolution authorizing the Municipal Council to accept terms and conditions (A.S.) indemnifying and saving harmless the Guyton-Callahan American Legion Post #152 and their members of any and all liability that may arise out of bodily injuries or property damage resulting from actions of the Municipal Council, its agents and/or employees, in accordance with the attached Indemnification and Hold Harmless Agreement.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.

- 7-R-bx.
(A.S.) Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Supplemental Fire Services Program (SFSP)-\$448,243.; item available from New Jersey State Department of Community Affairs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-by.
(A.S.) Resolution authorizing transfer of funds from Office of the Mayor and Agencies, Division of Municipal Court, Materials and Supplies-\$3,000. to Services by Contract or Agreement-\$3,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bz.
(A.S.) Resolution authorizing transfer of funds from Office of the Mayor and Agencies, Division of Municipal Court, Personnel Services, Salaries and Wages-\$3,500. to Personnel Services, Other Pay-\$3,500.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-ca.
(A.S.) Resolution authorizing Director of Finance to issue checks in amount of \$453., payable to Sam Scillieri, refund of 1/4 year's taxes paid at time of closing on purchase of City-owned property at 813-815 South 13th Street, Block 2648, Lot 22 and \$222., payable to Armando Alvarez, refund of 1/4 year's taxes paid at time of closing on purchase of City-owned property at 273 Rose Street, Block 2612, Lot 36. (Purchasers complied with conditions of sale.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-cb.
(A.S.) Resolution authorizing Director of Finance to issue check in amount of \$273., to Alber Marcos, refund of 1/4 year's taxes paid at time of closing for purchase of City-owned property located at 551 South Orange Avenue, Block 1789, Lot 28. (Purchaser complied with conditions of sale.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cc.
(A.S.) Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Abdool Hack and Safina Hack, refund of fence deposit paid at time of closing for purchase of City-owned property known as 151-153½ Third Street, Block 1911, Lots 39, 40 and 41. (Purchasers complied with conditions of sale.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

7-R-cd.
(A.S.) Resolution authorizing Director of Finance to issue check in amount of \$3,050. to Leonard Sanders, refund of deposit paid at time of closing for purchase of City-owned property known as 278 South 9th Street, Block 1781, Lot 67. (Property destroyed by fire and demolished by City.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

7-R-ce.
(A.S.) Resolution authorizing Director of Finance to issue check in amount of \$254. to Elizabeth Pugliese, refund of ¼ year's taxes paid at time of closing for purchase of City-owned property located at 643 South 13th Street, Block 361, Lot 14. (Purchaser complied with conditions of sale.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

7-R-cf.
(A.S.) Resolution authorizing Director of Finance to issue check in amount of \$1,600. to Antonio Fernando Martins, refund of fence deposit paid at time of closing for purchase of City-owned property known as 124-126 Leslie Street, Block 3066, Lot 23. (Property redeemed by former owner.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

7-R-cg.
(A.S.) Resolution authorizing Director of Finance to issue checks totalling \$10,000. to individuals listed on Exhibit A, refunds of fence deposits paid at time of closing for purchase of City-owned properties; (216 Lincoln Avenue, 206-208 Roseville Avenue, 550 Broadway, 48 Vanderpool Street, 235 & 237 South 6th Street.) (Purchasers complied with conditions of sale.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

7-R-ch.
(A.S.) Resolution authorizing Director of Finance to issue checks totalling \$5,000. to individuals listed on Exhibit A, refunds of fence deposits paid at time of closing for purchase of City-owned properties; (446-448 South 18th Street, 47 Hudson Street, 1068 18th Avenue.) (Purchasers complied with conditions of sale.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-ci.
(A.S.)

Resolution authorizing Director of Finance to issue checks totalling \$6,000. to individuals listed on Exhibit A, refunds of fence deposits paid at time of closing for purchase of City-owned properties; (273-275 Orange Street, 513-515 Orange Street, 900 Bergen Street, 118 Littleton Avenue.) (Purchasers complied with conditions of sale.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cj.
(A.S.)

Resolution authorizing Director of Finance to issue check in amount of \$900., to Abdallah M. Mekkaoui, refund of deposit paid at time of auction of City-owned property 51-53 Baldwin Avenue, Block 3004, Lot 1. (City unable to convey marketable title)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-ck.
(A.S.)

Resolution authorizing Director of Finance to issue check in amount of \$2,800., to Bethel Pentecostal House of Prayer, refund of deposit paid at time of auction on purchase of City-owned property 530-532 Clinton Avenue, Block 3024, Lot 3. (Property erroneously included in auction.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cl.
(A.S.)

Resolution authorizing Director of Finance to issue check in amount of \$1,000., payable to First Generation Realty Company, Inc., refund of deposit paid on purchase of City-owned property 246 South 10th Street, Block 1797, Lot 61. (Purchaser complied with conditions of sale.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cm.
(A.S.)

Resolution authorizing Director of Finance to issue checks totalling \$3,000. to individuals listed on Exhibit A, refunds of fence deposits paid at time of closing for purchase of City-owned properties; (132-134 Bragaw Avenue, 55-57 Seventh Avenue, West) (Purchasers complied with conditions of sale.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

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- 7-R-cn.
(A.S.) Resolution authorizing Director of Finance to issue check in amount of \$2,550., payable to Pierre Martin, refund of deposit paid at time of auction on purchase of City-owned property 913-915 Hunterdon Street, Block 3586, Lots 45 and 46. (City unable to convey marketable title)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-co.
(A.S.) Resolution authorizing solicitation of sealed bids for sale of City-owned properties listed on attached Exhibit A, pursuant to N.J.S.A. 40A:12-13(A), and authorizing advertising and setting return date of December 19, 1991, for acceptance of final bid for purchase of same under specified conditions. (9 Parkhurst Street, 660-680 Clinton Avenue)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-cp.
(A.S.) Resolution ratifying and authorizing Business Administrator to enter into contract with L.E. Allen Distributors, 50 Vassar Avenue, Newark, New Jersey 07112 and RDE System Support Group, 44 Cedar Cliff Drive, Wayne, New Jersey 07470, lowest responsible bidders, to provide Computer Training and Programming Services for City of Newark, for period August 1, 1991 to July 31, 1992, contract shall not exceed \$100,000., funds provided by Department of Engineering through Department of Data Processing.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-cq.
(A.S.) Resolution authorizing Mayor and Director of Engineering to apply for and accept from Commissioner of Transportation of the State of New Jersey, Bureau of Local Aid, State Aid to Municipalities under the New Jersey Transportation Trust Fund Authority Act, sum of \$2,500,000. for improvements to Market Street between Ferry Street and Dr. Martin Luther King, Jr. Boulevard.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cr.
(A.S.)

Resolution rescinding Parking Prohibited at Certain Times regulation on Halsey Street, between Washington Place and Branford Place, west side, from 9:30 A.M. to 4:00 P.M., Monday through Friday, from 7:00 A.M. to 6:00 P.M., Saturdays only, east side, from 7:00 A.M. to 6:00 P.M., Monday through Saturdays, and adding that Parking be Prohibited on Halsey Street, east side, from Washington Place to Market Street, 7:00 A.M. to 9:00 A.M., and 4:00 P.M. to 6:00 P.M., Monday through Friday, from Market Street to Branford Place, 7:00 A.M. to 6:00 P.M., Monday through Saturday, west side from Washington Place to Market Street 7:00 A.M. to 6:00 P.M., Monday through Saturday, that Parking be Limited to One Hour on Halsey Street, east side, from Washington Place to Market Street, 9:00 A.M. to 4:00 P.M., Monday through Friday, 9:00 A.M. to 6:00 P.M., Saturday only; for a period of (90) days from date of adoption of this resolution; pursuant to N.J.S.A. 39:4-197.3.

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

MOTIONS.

7-M-a. (For action on this item, see Motion 7-M-a on page 23 in the minutes of this meeting)

7-M-b. (For action on this item, see Motion 7-M-b on page 23 in the minutes of this meeting)

7-M-c-1 & 7-N-c-2. A MOTION RESPECTFULLY REQUESTING THE HELP OF CONGRESSMAN DONALD M. PAYNE, SENATOR BILL BRADLEY AND SENATOR FRANK LAUTENBERG IN URGING HOSPITALS THROUGHOUT THE CITY OF NEWARK TO APPOINT RESIDENTS OF THIS COMMUNITY TO THEIR BOARDS OF TRUSTEES was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-M-d. A MOTION REQUESTING THE NEWARK HOUSING AUTHORITY TO REASSIGN THE SECURITY GUARDS AT THE BRADLEY COURT HOUSING COMPLEX IN THE CITY'S WEST WARD was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-M-e. A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH ACTING EXECUTIVE DIRECTOR NEWARK HOUSING AUTHORITY BELL ASKING FOR STATUS REPORT ON CONDITIONS AT HAYES HOMES was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

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- 7-M-f.** A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO BE CERTAIN THAT WHEN STREET PAVING IS TO TAKE PLACE THE SIGNS BE POSTED EARLY ENOUGH SO THAT THE RESIDENTS WILL BE SURE THEIR CARS ARE MOVED; FURTHER, REQUESTING THAT THE PLAN OF ACTION FOR THE CLEANING OF SEWERS CITY-WIDE WHICH WAS REQUESTED PREVIOUSLY was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-g.** A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING GIVE THE COUNCIL A STATUS REPORT AS TO THE BENCHES THAT ARE TO BE PLACED IN DOUGLAS HARRISON PARK was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-h.** A MOTION RESPECTFULLY REQUESTING THAT PRESIDENT BUSH DIRECT HUD SECRETARY KEMP TO MAKE A SPECIAL VISIT TO THE CITY OF NEWARK, SPECIFICALLY TO THE DETERIORATED HAYES HOMES PUBLIC HOUSING PROJECT was made by Council Member Grant, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-i.** A MOTION COMMENDING MAJOR LEAGUE BASEBALL COMMISSIONER FAY VINCENT ON HIS RECENT APPOINTMENT OF MR. LEONARD COLEMAN AS DIRECTOR OF MARKET DEVELOPMENT was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-j.** A MOTION DECLARING A MORATORIUM ON THE SUBMISSION OF "ADDED STARTER" DOCUMENTS (LATE ITEMS) TO THE MUNICIPAL COUNCIL SUBSEQUENT TO THE CLOSING DATE FOR RECEIPT OF SUCH DOCUMENTS was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-k.** A MOTION DIRECTING THE CITY CLERK TO ADVISE THE OFFICE OF BOARDS THAT THE BOARD OF ADJUSTMENT AND THE CENTRAL PLANNING BOARD ARE GRANTED PERMISSION TO USE THE CITY COUNCIL CHAMBERS FOR THEIR 1992 MEETINGS was made by Council Member Harris, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice.
No: President Tucker.
Absent: Council Member Villani.

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- 7-M-l.** A MOTION REQUESTING DIRECTOR OF ENGINEERING ZACH TO HAVE THE SEWERS CLEANED AT THE NORTHEAST CORNER OF PULASKI STREET AND NEW YORK AVENUE was made by Council Member Martinez, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-m.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. MARCELLA RICHARDSON, MOTHER OF MS. MATTIE FAIR was made by Council Member Martinez, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-n.** A MOTION REQUESTING DIRECTOR OF ENGINEERING ZACH TO LOOK INTO THE POSSIBILITY OF RE-ESTABLISHING LUDLOW STREET AS A TWO-WAY THOROUGHFARE was made by Council Member Martinez, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
- 7-M-o.** A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED FOR THE DECEMBER 18, 1991, REGULAR MEETING OF THE MUNICIPAL COUNCIL A RESOLUTION DESIGNATING FOUNDRY STREET AS "SAM FELDMAN SQUARE" FOR CEREMONIAL AND HONORARY PURPOSES was made by Council Member Martinez, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-p.** A MOTION DIRECTING THE CITY CLERK TO INVITE AIDE TO MAYOR SHARPE JAMES WEST, BUSINESS ADMINISTRATOR MONTEILH AND FIRE DIRECTOR KOSSUP TO MEET WITH THE COUNCIL'S COMMITTEE ON TRANSFERRING ENGINE #7 FROM WEST MARKET STREET TO LAFAYETTE STREET ON DECEMBER 10, 1991, AT 3:00 P.M., IN THE COUNCIL CONFERENCE ROOM, ROOM 304, 920 BROAD STREET, NEWARK, NEW JERSEY, was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-q.** A MOTION REQUESTING THAT THE ABANDONED FIRE HOUSE LOCATED AT 521-523 CENTRAL AVENUE BE CONVERTED INTO A MINI POLICE PRECINCT was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-r.** A MOTION REQUESTING DIRECTOR OF ENGINEERING ZACH TO HAVE THE SEWERS CLEANED AT THE WHOLE STRETCH OF MT. VERNON PLACE was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

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- 7-M-s. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF JAMES ALFRED, A RESIDENT OF NEWARK** was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani
- 7-M-t. A MOTION REQUESTING THAT ALL HOSPITALS THROUGHOUT THE CITY OF NEWARK SUBMIT A LISTING OF THE NAMES AND ADDRESSES OF ALL BOARD MEMBERS** was made by Council Member Rice, seconded by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-u. A MOTION CONGRATULATING THE 1991 MALCOLM H. SHABAZZ HIGH SCHOOL FOOTBALL TEAM FOR SUCCESSFULLY EARNING A PLAYOFF BERTH** was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani
- 7-M-v. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ELIZABETH JOHNSTON, MOTHER OF MS. LOUISE MORSE** was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-w. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF NEWARK FIRE CAPTAIN JOSEPH MCCARTHY, 54, WHO ON NOVEMBER 24, 1991, DIED IN THE LINE OF DUTY WHILE FIGHTING A FIRE AT 21 SPENCER STREET** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-x. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF JERSEY CITY COUNCILMAN EFRAIN ROSARIO** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-y. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MISS CANDICE LEE BLAKELY** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-z. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF JAZZMIN DISMUKES OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-M-ba.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. VINNIE ANDERSON OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bb.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MICHAEL J. FRUCCI OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani
- 7-M-bc.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LAURA M. CARR OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bd.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. SALLY WOLF OF SOUTH ORANGE, A RETIRED NEWARK PUBLIC SCHOOL TEACHER was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-be.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. PATRICIA E. JAMES OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bf.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES J. ALFORD OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bg.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MISS HAKEEMA WILSON-MAJEED was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bh.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF JOHN SICONOLFI, NATIVE OF NEWARK AND RELATIVE OF COUNCIL MEMBER-AT-LARGE MARIE L. VILLANI was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

December 4, 1991

- 7-M-bi. A MOTION RECOGNIZING AND COMMENDING FORMER NEWARKER, DR. SHELDON M. WOLFF, AS THE RECENT RECIPIENT OF THE "1991 AWARD FOR DISTINGUISHED RESEARCH IN BIOMEDICAL SCIENCES", AWARDED BY THE ASSOCIATION OF AMERICAN MEDICAL COLLEGES was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bj. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. SHIRLEY CHERRY OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani
- 7-M-bk. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. CHERYL IRENE HART OF NEW YORK CITY, DAUGHTER OF FORMER EAST ORANGE MAYOR WILLIAM S. HART, JR. was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bl. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DOUGLAS F. BRYANT OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bm. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. KATHRYN V. McNALLY OF CENTERVILLE, MASSACHUSETTES, A RETIRED NEWARK PUBLIC SCHOOL TEACHER was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bn. A MOTION CONGRATULATING MR. LEONARD COLEMAN ON THE DISTINGUISHED OCCASION OF BEING APPOINTED BY MAJOR LEAGUE BASEBALL COMMISSIONER FAY VINCENT TO THE POSITION OF DIRECTOR OF MARKET DEVELOPMENT was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The City Clerk presented **Communication from Business Administrator Monteilh, received November 21, 1991, enclosing proposed "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Woodside Place as a One-way Street."** (North Ward)
 (Woodside Place:
 West/Northbound, from Summer Avenue to Arlington Avenue)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the December 18, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice,
 President Tucker.
 Absent During Roll Call: Council Member Carrino.
 Absent: Council Member Villani.

- 8-b. The City Clerk presented **Communication from Business Administrator Monteilh, received November 21, 1991, enclosing proposed "Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of 18th Avenue and South 20th Street."**
 (Central Ward)
 (18th Avenue and South 20th Street:
 Stop signs shall be installed on all approaches)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the December 18, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice,
 President Tucker.
 Absent During Roll Call: Council Member Carrino.
 Absent: Council Member Villani.

- 8-c. The City Clerk presented **Communication from Business Administrator Monteilh, received November 21, 1991, enclosing proposed "Ordinance to amend and supplement Title 2, Administration, Department of Land Use Control, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding a new chapter under the Division of Permits and Licenses establishing procedures for license suspension or revocation and permitting acceptance of fines in lieu of suspension by the Director of Permits and Licenses.)"**
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh, Director of Land Use Control McLucas and Director of Permits and Licenses Kerr to meet with the Council at its December 17, 1991 pre-meeting conference was made by Council Member Rice, seconded by Council Member Martinez and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice,
 President Tucker.
 Absent During Roll Call: Council Member Carrino.
 Absent: Council Member Villani.

- 8-d. Communication from Business Administrator Monteilh, received November 21, 1991, enclosing proposed "Ordinance authorizing the Director of the Department of Development to acquire a privately owned property located at 257 Academy Street, a/k/a Block 404, Lot 23, within the University Heights Redevelopment Area, Site "E", or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq." (Central Ward) (\$75,000.) (Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-1 on page 7 in the minutes of this meeting)

- 8-e. The City Clerk presented Communication from Business Administrator Monteilh, received November 21, 1991, enclosing proposed "Ordinance amending Ordinance 6-S & F-j, December 19, 1990, entitled 'Ordinance amending and supplementing Title 16, Land Subdivision, Chapter 9, Section 6 (Exceptions).'" (To correct errors and inconsistencies in the Land Use ordinance) (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 18, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Villani.

- 8-f. The City Clerk presented Communication from Business Administrator Monteilh, received November 21, 1991, enclosing proposed "Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by adding thereto the intersection of 19th Avenue and South 19th Street." (Central Ward) (19th Avenue and South 19th Street: Stop signs shall be installed on all approaches) (Copy of ordinance and correspondence submitted to each Member of the Council) (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the December 18, 1991 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Villani.

- 8-g. Communication from Business Administrator Monteilh, received November 21, 1991, enclosing proposed "Ordinance authorizing the Director of the Department of Development to acquire a privately owned property located at 259 Academy Street, a/k/a Block 404, Lot 24, within the University Heights Redevelopment Area, Site "E", or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq." (Central Ward) (\$85,000.) (Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-m or page 8 in the minutes of this meeting)

December 4, 1991

- 8-h. Communication from Business Administrator Monteilh, received November 26, 1991, enclosing proposed "Ordinance approving the sale of premises commonly known as 208-210 Rose Street, Block 2658, Lot 46; 212-216 Rose Street, Block 2658, Lot 44; 218 Rose Street/2 Chadwick Avenue, Block 2658, Lot 41 and 4 Chadwick Avenue, Block 2658, Lot 40 to Essex County College pursuant to the provisions of N.J.S.A. 40A:12-13(B)(1)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-n on page 8 in the minutes of this meeting)

- 8-i. Proposed "Ordinance to amend and supplement Title 22, Streets and Sidewalks; to create a Chapter 23, Permits for Pay Phones on Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to allow the installation of pay phones on the City of Newark's sidewalks, to be regulated to insure that their use, maintenance and location does not interfere with the public's use of the streets and sidewalks."

(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-o (A.S.) on page 9 in the minutes of this meeting)

- 8-j. Communication from Business Administrator Monteilh, received December 4, 1991, enclosing proposed "Ordinance rescinding 'Ordinance authorizing the Director of the Department of Development to exchange property located at 85-91 North 13th Street with Greater Level Hill Baptist Church, Inc., for property located at 373-379 18th Avenue, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-16'; Ordinance 6-S & F-y, adopted October 17, 1990" (West Ward)

(Enables property to be placed in the general auction)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-p (A.S.) on page 9 in the minutes of this meeting)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

- 9-a. Communication from Business Administrator Monteilh, received October 3, 1991, enclosing proposed "Ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 11, Procedures of Tax Abatement Agreements of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Creates an exemption for non-profit urban renewal entities constructing housing for low income persons by allowing eligibility for projects consisting of less than five (5) units)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance per request of Law Department was made by Council Member Harris, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice,

President Tucker.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Villani.

9-b.

Proposed "Ordinance to amend and supplement Title 8, Business and Occupations, Chapter 20, Public Garages of the City of Newark, New Jersey, 1966, as amended and supplemented, by exempting the requirements of a privacy fence for premises located in business districts as well as industrial districts."

(Exempts premises located in business and industrial districts from requirement of privacy fence, but requires them to have chain-linked fence)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to place this legislation on a Special Meeting to be called for December 19, 1991, at 11:A.M., or as soon thereafter as practical in the Conference Room, Room 304, City Hall; further, directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant and Director of Land Use Control McLucas to meet with the Council at their special pre-meeting conference was made by Council Member Rice, seconded by Council Member Martinez and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Villani.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from November 12, 1991 to November 22, 1991:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Livingston Auxiliary of Foundation for Servicing Children and Young Adults with Learning Disabilities of New Jersey, Inc. | 1C495 |
| St. Rose of Lima Church | 1C572 |

RAFFLE LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Black Youth Organization | 1C573 |
| Catholic Youth Organization of St. Francis Xavier Church | 1C574 |

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

December 4, 1991

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

This meeting adjourned at 4:47 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

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Newark, New Jersey, December 10, 1991

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Third Floor, City Hall, Newark, New Jersey at 12:55 A.M.

The City Clerk announced due to the absence of President Tucker, he would entertain a motion to elect a Temporary President.

A motion to elect Council Member Ralph T. Grant, Jr., Temporary President, was made by Council Member Harris, seconded by Council Member Martinez.

There were no further nominations.

The motion to elect Council Member Grant was adopted by the following votes:

Yes: Council Members Grant, Harris, Martinez, Rice, Villani.

Absent: Council Members Bradley, Branch, Carrino, President Tucker.

Temporary President Grant called the meeting to order and asked for roll call.

Present: Council Members Harris, Martinez, Rice, Villani, Temporary President Grant, Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Carrino, President Tucker.

City Clerk Marasco read letter dated December 5, 1991, from Council President Tucker, calling a special meeting of the Municipal Council for Tuesday, December 10, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, to consider the following legislation:

Ordinance to amend and supplement Title 8, Business and Occupations, Chapter 20, Public Garages of the City of Newark, New Jersey, 1966, as amended and supplemented, by exempting the requirements of a privacy fence for premises located in business districts as well as industrial districts.

(Exempts premises located in business and industrial districts from requirement of privacy fence, but requires them to have chain-linked fence) (Item 9-b deferred December 4, 1991)

Resolution authorizing Director of Engineering to accept proposal of, and enter into agreement with Hazen & Sawyer - Clinton Bogert Associates, 270 Sylvan Avenue, Englewood Cliffs, New Jersey 07632, for professional services for operation and maintenance of Pequannock Water Treatment Facilities, for six month period, for sum of \$585,000. and insurance coverage policy payment, not to exceed \$65,000.; said contractor shall perform work under this contract up to an amount of \$195,000. until additional appropriation is provided in 1992 operating budget of Division of Water/Sewer Utility. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i)) (Resolution 7-R-m deferred December 4, 1991)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on December 5, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a. (S)

Resolution authorizing Director of Engineering to accept proposal of, and enter into agreement with Hazen & Sawyer - Clinton Bogert Associates, 270 Sylvan Avenue, Englewood Cliffs, New Jersey 07632, for professional services for operation and maintenance of Pequannock Water Treatment Facilities, for six month period, for sum of \$585,000. and insurance coverage policy payment, not to exceed \$65,000.; said contractor shall perform work under this contract up to an amount of \$195,000. until additional appropriation is provided in 1992 operating budget of Division of Water/Sewer Utility. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution submitted to each Member of the Council)

December 10, 1991

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A motion to adopt the resolution was made by Temporary President Grant, seconded by Council Member Martinez and declared adopted by Temporary President Grant the following votes:

Yes: Council Members Harris, Martinez, Rice, Villani, Temporary President Grant.
Absent: Council Members Bradley, Branch, Carrino, President Tucker.

PENDING BUSINESS ON THE AGENDA.

9-a. (S)

Proposed, "Ordinance to amend and supplement Title 8, Business and Occupations, Chapter 20, Public Garages of the City of Newark, New Jersey, 1966, as amended and supplemented, by exempting the requirements of a privacy fence for premises located in business districts as well as industrial districts."

(Exempts premises located in business and industrial districts from requirements of privacy fence, but requires them to have chain-linked fence)

(Director of Engineering Zach met with the Council December 10, 1991)

A motion to defer action on the ordinance was made by the Council of the Whole.

A lengthy discussion was held by the Members of the Municipal Council.

The motion was declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Harris, Martinez, Rice, Villani, Temporary President Grant.

Absent: Council Members Bradley, Branch, Carrino, President Tucker.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by Council of the Whole and adopted by the following votes:

Yes: Council Members Harris, Martinez, Rice, Villani, Temporary President Grant.

Absent: Council Members Bradley, Branch, Carrino, President Tucker.

This meeting adjourned at 1:10 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

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December 18, 1991

Prior to the regularly scheduled meeting various presentations were made by the Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:35 P.M.

The audience arose for the National Anthem.

The invocation was offered by Reverend Harry Spellman.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Paul Ferriera, Public Relations Consultants Delores Wheat, Ms. Lois Reddish, Mr. Harold Edwards, Legislative Research Officer Elmer Herrmann and Detectives Joseph Towe and Peter Gavin, Sergeants-At-Arms.

Absent: Council Member Carrino.

(Council Member Carrino arrived 8:50 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on December 12, 1991, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to consider "Hearings of Citizens" at this time was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

A motion to permit Messrs. Thomas Possamato and John Gerow to be heard under "Hearings of Citizens" was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

A motion to permit cameras to be used by Channel 9 was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Martinez, Rice, Villani, President Tucker.

Not Voting: Council Member Harris.

Absent: Council Member Carrino.

6-HC-a. MR. THOMAS POSSAMATO, PRESIDENT, FRATERNAL ORDER OF POLICE, 139 WASHINGTON STREET, NEWARK, NEW JERSEY.

December 18, 1991

6-HC-b. MR. JOHN GEROW, PRESIDENT, FIREMEN'S UNION, PORT STREET AND DOREMUS AVENUE, NEWARK, NEW JERSEY.

The above citizens addressed the Members of the Municipal Council relative to impending police and fire lay-offs and the negative impact it would have on the City of Newark.

(Council Member Carrino arrived 8:50 P.M.)

A motion to permit Mr. Rocco Malanga to be heard under "Hearings of Citizens" was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-HC-c. MR. ROCCO MALANGA, PRESIDENT, POLICE BENEVOLENT ASSOCIATION also addressed the Members of the Municipal Council relative to the proposed layoffs in the Police Department and how it would impact severely on young minority officers.

A lengthy discussion was held by the Members of the Municipal Council relative to the layoffs.

A motion to permit Mr. Paul Dietrich to be heard under "Hearings of Citizens" was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

6-HC-d. MR. PAUL DIETRICH, DIRECTOR OF SECURITY, NEWARK HOUSING AUTHORITY addressed the Members of the Municipal Council relative to police security at the Bradley Court housing project.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held October 17, 1991.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

4-b. The City Clerk presented Report of Investments and Time Deposits Purchased, January 1 through November 15, 1991, submitted by Mr. Paul Barton, Manager, Division of Treasury.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole.

December 18, 1991

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INVESTMENTS & TIME DEPOSITS PURCHASED
January 1 thru November 15, 1991

Current Fund

January, 1991

| | | | | | |
|------------------|----------------|------------------|-----------------|--------------------|---|
| CD# 95-005416-1, | \$ 475,000.00, | 6.850%, | dated 01-03-91, | 02-06-91 maturity, | Carteret Savings Bank, safekeeping at Carteret. 200 South Street Morristown, N.J. 07960 |
| CD# 647,285 | , | \$ 2,150,000.00, | 6.760%, | dated 01-03-91, | 01-10-91 maturity, First Fidelity Bank, safekeeping at First Fidelity 550 Broad Street Newark, New Jersey 07102 |
| CD# 375,498 | , | \$ 5,000,000.00, | 6.800%, | dated 01-04-91, | 01-11-91 maturity, Midlantic National Bank, safekeeping at Midlantic. 80 Park Plaza Newark, New Jersey 07102 |
| CD# 375,517 | , | \$ 1,100,000.00, | 6.500%, | dated 01-09-91, | 01-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 377,540 | , | \$ 750,000.00, | 6.300%, | dated 01-10-91, | 01-17-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,559 | , | \$ 6,500,000.00, | 6.300%, | dated 01-11-91, | 01-22-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,568 | , | \$ 700,000.00, | 6.250%, | dated 01-14-91, | 01-22-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,595 | , | \$ 2,250,000.00, | 6.800%, | dated 01-17-91, | 01-24-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,610 | , | \$ 500,000.00, | 6.600%, | dated 01-18-91, | 01-25-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,624 | , | \$ 3,700,000.00, | 6.600%, | dated 01-22-91, | 02-04-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,641 | , | \$ 2,500,000.00, | 6.600%, | dated 01-23-91, | 01-30-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,653 | , | \$ 4,000,000.00, | 6.600%, | dated 01-24-91, | 02-04-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,666 | , | \$ 700,000.00, | 6.600%, | dated 01-25-91, | 02-01-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,684 | , | \$ 1,600,000.00, | 6.750%, | dated 01-28-91, | 02-04-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,303 | , | \$ 5,000,000.00, | 6.750%, | dated 01-30-91, | 02-06-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |

December 18, 1991

INVESTMENTS & TIME DEPOSITS PURCHASED
January 1 thru November 15, 1991

Current Fund, con't.

January, 1991, con't.

CD# 376,320 , \$ 2,500,000.00, 6.850%, dated 01-31-91, 02-19-91 maturity, Midlantic National, safekeeping at Midlantic.
 Subtotal: January Current Fund Investments & Time Deposits Purchased.
 \$39,425,000.00

February, 1991

CD# 376,335 , \$24,365,000.00, 6.500%, dated 02-01-91, 02-15-91 maturity, Midlantic National, safekeeping at Midlantic.
 CD# 761,608 , \$ 4,500,000.00, 6.250%, dated 02-05-91, 02-19-91 maturity, First Fidelity Bank, safekeeping at First Fidelity.
 CD# 95-005416-1, \$ 475,000.00, 6.300%, dated 02-06-91, 02-20-91 maturity, Carteret Savings Bank, safekeeping at Carteret.
 CD# 762,520 , \$ 7,500,000.00, 6.125%, dated 02-06-91, 02-13-91 maturity, First Fidelity Bank, safekeeping at First Fidelity.
 CD# 376,361 , \$ 3,500,000.00, 6.125%, dated 02-07-91, 02-15-91 maturity, Midlantic National, safekeeping at Midlantic.
 CD# 376,375 , \$ 2,500,000.00, 6.125%, dated 02-08-91, 02-15-91 maturity, Midlantic National, safekeeping at Midlantic.
 CD# 376,391 , \$ 1,750,000.00, 6.125%, dated 02-11-91, 02-19-91 maturity, Midlantic National, safekeeping at Midlantic.
 CD# 766,758 , \$10,000,000.00, 6.260%, dated 02-15-91, 02-22-91 maturity, First Fidelity, safekeeping at First Fidelity.
 CD# 376,441 , \$ 3,300,000.00, 6.375%, dated 02-15-91, 03-04-91 maturity, Midlantic National, safekeeping at Midlantic.
 CD# 376,442 , \$14,000,000.00, 6.375%, dated 02-15-91, 03-01-91 maturity, Midlantic National, safekeeping at Midlantic.
 CD# 767,475 , \$ 4,500,000.00, 6.160%, dated 02-19-91, 02-26-91 maturity, First Fidelity Bank, safekeeping at First Fidelity.
 CD# 376,479 , \$ 4,250,000.00, 6.250%, dated 02-19-91, 03-04-91 maturity, Midlantic National, safekeeping at Midlantic.
 CD# 376,411 , \$ 1,360,000.00, 6.375%, dated 02-19-91, 03-18-91 maturity, Midlantic National, safekeeping at Midlantic.
 CD# 376,494 , \$ 1,800,000.00, 6.125%, dated 02-20-91, 02-27-91 maturity, Midlantic National, safekeeping at Midlantic.
 CD# 376,510 , \$ 850,000.00, 6.125%, dated 02-21-91, 03-01-91 maturity, Midlantic National, safekeeping at Midlantic.
 CD# 376,522 , \$ 6,900,000.00, 6.125%, dated 02-22-91, 03-01-91 maturity, Midlantic National, safekeeping at Midlantic.

INVESTMENTS & TIME DEPOSITS PURCHASED
January 1 thru November, 15, 1991

Current Fund, con't.

February, 1991, con't.

CD# 770,391 , \$ 1,000,000.00, 5.700%, dated 02-25-91, 03-04-91 maturity, First Fidelity Bank, safekeeping at First Fidelity
\$92,550,000.00 Subtotal: February Current Fund Investments & Time Deposits Purchased.

March, 1991

CD# 376,597 , \$14,000,000.00, 6.130%, dated 03-01-91, 03-08-91 maturity, Midlantic National, safekeeping at Midlantic.
CD# 376,598 , \$ 6,900,000.00, 6.130%, dated 03-01-91, 03-08-91 maturity, Midlantic National, safekeeping at Midlantic.
CD# 376,599 , \$ 850,000.00, 6.130%, dated 03-01-91, 03-08-91 maturity, Midlantic National, safekeeping at Midlantic.
CD# 376,618 , \$ 7,569,000.00, 6.130%, dated 03-04-91, 03-11-91 maturity, Midlantic National, safekeeping at Midlantic.
CD# 773,562 , \$ 750,000.00, 5.750%, dated 03-04-91, 03-11-91 maturity, First Fidelity Bank, safekeeping at First Fidelity
CD# 376,663 , \$21,775,000.00, 6.130%, dated 03-08-91, 03-15-91 maturity, Midlantic National, safekeeping at Midlantic.
CD# 376,673 , \$ 1,250,000.00, 6.130%, dated 03-11-91, 03-18-91 maturity, Midlantic National, safekeeping at Midlantic.
CD# 376,681 , \$ 350,000.00, 6.130%, dated 03-12-91, 04-01-91 maturity, Midlantic National, safekeeping at Midlantic.
CD# 376,710 , \$ 500,000.00, 6.050%, dated 03-14-91, 03-21-91 maturity, Midlantic National, safekeeping at Midlantic.
CD# 376,725 , \$21,800,000.00, 5.880%, dated 03-15-91, 03-22-91 maturity, Midlantic National, safekeeping at Midlantic.
\$75,744,000.00 Subtotal: March Current Fund Investments & Time Deposits Purchased.

April, 1991

CD# 795,155 , \$ 1,500,000.00, 5.750%, dated 04-17-91, 04-29-91 maturity, First Fidelity Bank, safekeeping at First Fidelity
CD# 795,663 , \$ 650,000.00, 5.650%, dated 04-18-91, 04-25-91 maturity, First Fidelity Bank, safekeeping at First Fidelity
CD# 796,191 , \$ 500,000.00, 5.650%, dated 04-19-91, 04-29-91 maturity, First Fidelity Bank, safekeeping at First Fidelity
CD# 377,528 , \$ 2,500,000.00, 5.800%, dated 04-22-91, 04-29-91 maturity, Midlantic National, safekeeping at Midlantic.

December 18, 1991

INVESTMENTS & TIME DEPOSITS PURCHASED
January 1 thru November 15, 1991

Current Fund, con't.

April, 1991, con't.

CD# 377,552 , \$ 2,500,000.00, 5.750%, dated 04-24-91, 05-01-91 maturity, Midlantic National Bank, safekeeping at Midlantic
\$ 7,650,000.00 Subtotal: April Current Fund Investments & Time Deposits Purchased.

May, 1991

CD# 377,666 , \$ 3,500,000.00, 5.750%, dated 05-03-91, 05-13-91 maturity, Midlantic National Bank, safekeeping at Midlantic
 CD# 377,680 , \$ 7,000,000.00, 5.750%, dated 05-06-91, 05-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic
 CD# 377,686 , \$ 2,700,000.00, 5.750%, dated 05-07-91, 05-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic
 CD# 804,781 , \$ 1,600,000.00, 5.600%, dated 05-08-91, 05-15-91 maturity, First Fidelity Bank, safekeeping at First Fidelity
 CD# 377,728 , \$ 3,000,000.00, 5.650%, dated 05-10-91, 05-28-91 maturity, Midlantic National Bank, safekeeping at Midlantic
 CD# 377,741 , \$ 750,000.00, 5.650%, dated 05-13-91, 05-28-91 maturity, Midlantic National Bank, safekeeping at Midlantic
 CD# 377,760 , \$ 2,800,000.00, 5.650%, dated 05-14-91, 06-03-91 maturity, Midlantic National Bank, safekeeping at Midlantic
 CD# , \$ 7,000,000.00, 5.610%, dated 05-15-91, 05-22-91 maturity, First Fidelity Bank, safekeeping at First Fidelity
 CD# 810,207 , \$ 1,800,000.00, 5.600%, dated 05-16-91, 05-28-91 maturity, First Fidelity Bank, safekeeping at First Fidelity
\$30,150,000.00 Subtotal: May Current Fund Investments & Time Deposits Purchased.

June, 1991

CD# 816,454 , \$ 3,700,000.00, 5.500%, dated 06-03-91, 06-10-91 maturity, First Fidelity Bank, safekeeping at First Fidelity
 CD# 819,546 , \$ 4,000,000.00, 5.500%, dated 06-10-91, 06-17-91 maturity, First Fidelity Bank, safekeeping at First Fidelity
 CD# 377,965 , \$ 8,000,000.00, 5.600%, dated 06-10-91, 06-24-91 maturity, Midlantic National Bank, safekeeping at Midlantic
 CD# 377,996 , \$ 2,000,000.00, 5.600%, dated 06-13-91, 07-08-91 maturity, Midlantic National Bank, safekeeping at Midlantic
 CD# 824,760 , \$ 1,000,000.00, 5.510%, dated 06-19-91, 07-01-91 maturity, First Fidelity Bank, safekeeping at First Fidelity

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| CD# 379,530 | , \$ 4,500,000.00, 5.150%, dated 10-02-91, 10-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic |
| CD# 379,599 | , \$ 1,500,000.00, 5.150%, dated 10-07-91, 10-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic |
| CD# 303,793 | , \$ 1,800,000.00, 5.000%, dated 10-09-91, 10-28-91 maturity, First Fidelity Bank, safekeeping at First Fidelity |
| CD# 379,660 | , \$ 8,500,000.00, 5.150%, dated 10-11-91, 11-18-91 maturity, Midlantic National Bank, safekeeping at Midlantic |

December 18, 1991

INVESTMENTS & TIME DEPOSITS PURCHASED
January 1 thru November 15, 1991

Current Fund, con't.October, 1991, con't.

| | |
|-------------|--|
| CD# 305,628 | , \$ 7,000,000.00, 5.000%, dated 10-15-91, 10-28-91 maturity, First Fidelity Bank, safekeeping at First Fidelity |
| CD# 379,695 | , \$ 6,000,000.00, 5.150%, dated 10-15-91, 11-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 379,719 | , \$ 7,500,000.00, 5.050%, dated 10-16-91, 10-25-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 379,746 | , \$ 3,500,000.00, 5.000%, dated 10-18-91, 10-28-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 379,836 | , \$ 7,500,000.00, 5.050%, dated 10-25-91, 11-08-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| | <u>\$47,800,000.00</u> Subtotal: October Current Fund Investments & Time Deposits Purchased. |

November, 1991

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|-------------|--|
| CD# 379,953 | , \$ 4,000,000.00, 4.750%, dated 11-04-91, 11-22-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 379,983 | , \$ 5,000,000.00, 4.625%, dated 11-06-91, 11-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 379,984 | , \$ 5,000,000.00, 4.750%, dated 11-06-91, 12-06-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 379,985 | , \$ 5,000,000.00, 4.750%, dated 11-06-91, 12-20-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 380,323 | , \$ 7,500,000.00, 4.625%, dated 11-08-91, 11-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 380,345 | , \$ 7,000,000.00, 4.650%, dated 11-12-91, 11-25-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 380,426 | , \$14,500,000.00, 4.625%, dated 11-15-91, 11-22-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| | <u>\$48,000,000.00</u> Subtotal: November 1 thru November 25 Current Fund Investments & Time Deposits Purchased. |
| | <u>\$394,019,000.00</u> Total Current Fund Investments & Time Deposits Purchased January 1, 1991 thru November 15, 1991. |

December 18, 1991

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INVESTMENTS & TIME DEPOSITS PURCHASED
January 1 thru November 15, 1991

Trust Fund

| | |
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| CD# 647,284 | , \$ 440,000.00, 6.960%, dated 01-03-91, 02-05-91 maturity, First Fidelity Bank, safekeeping at First Fidelity |
| CD# 375,543 | , \$ 2,000,000.00, 6.500%, dated 01-10-91, 02-13-91 maturity, Midlantic National Bank, safekeeping at Midlantic |
| CD# 375,570 | , \$ 200,000.00, 6.600%, dated 01-14-91, 02-19-91 maturity, Midlantic National Bank, safekeeping at Midlantic |
| CD# 375,643 | , \$ 450,000.00, 6.600%, dated 01-23-91, 01-30-91 maturity, Midlantic National Bank, safekeeping at Midlantic |
| CD# 376,411 | , \$ 1,360,000.00, 6.375%, dated 02-13-91, 03-18-91 maturity, Midlantic National Bank, safekeeping at Midlantic |
| CD# 376,477 | , \$ 200,000.00, 6.250%, dated 02-19-91, 03-04-91 maturity, Midlantic National Bank, safekeeping at Midlantic |
| CD# 376,496 | , \$ 765,000.00, 6.125%, dated 02-20-91, 02-27-91 maturity, Midlantic National Bank, safekeeping at Midlantic |
| CD# 376,582 | , \$ 765,000.00, 6.130%, dated 02-27-91, 03-07-91 maturity, Midlantic National Bank, safekeeping at Midlantic |
| CD# 376,616 | , \$ 200,000.00, 6.130%, dated 03-04-91, 03-11-91 maturity, Midlantic National Bank, safekeeping at Midlantic |
| CD# 376,654 | , \$ 765,000.00, 6.130%, dated 03-07-91, 03-14-91 maturity, Midlantic National Bank, safekeeping at Midlantic |
| CD# 376,675 | , \$ 200,000.00, 6.130%, dated 03-11-91, 03-18-91 maturity, Midlantic National Bank, safekeeping at Midlantic |
| CD# 376,711 | , \$ 765,000.00, 6.050%, dated 03-14-91, 03-21-91 maturity, Midlantic National Bank, safekeeping at Midlantic |
| CD# 376,751 | , \$ 200,000.00, 6.000%, dated 03-18-91, 04-01-91 maturity, Midlantic National Bank, safekeeping at Midlantic |
| CD# 376,786 | , \$ 1,100,000.00, 5.750%, dated 03-21-91, 03-28-91 maturity, Midlantic National Bank, safekeeping at Midlantic |
| CD# 785,909 | , \$ 1,200,000.00, 5.800%, dated 03-28-91, 04-04-91 maturity, First Fidelity Bank, safekeeping at First Fidelity |
| CD# 788,988, | , \$ 785,000.00, 5.750%, dated 04-04-91, 04-11-91 maturity, First Fidelity Bank, safekeeping at First Fidelity |
| CD# 792,231 | , \$ 1,000,000.00, 5.500%, dated 04-11-91, 04-18-91 maturity, First Fidelity Bank, safekeeping at First Fidelity |
| CD# 377,875 | , \$ 4,450,000.00, 5.550%, dated 05-28-91, 06-10-91 maturity, Midlantic National Bank, safekeeping at Midlantic |
| CD# 819,548 | , \$ 4,450,000.00, 5.610%, dated 06-10-91, 07-01-91 maturity, First Fidelity Bank, safekeeping at First Fidelity |
| | <u>\$21,295,000.00</u> Total Trust Fund Investments & Time Deposits Purchased January 1 thru November 15, 1991 |

INVESTMENTS & TIME DEPOSITS PURCHASED
January 1 thru November 15, 1991

Workmen's Compensation Trust

| | | | | | | | | |
|-------------|---|----|-------------|---------|---|--------------------|--------------------------|---------------------------|
| CD# 375,546 | , | \$ | 300,000.00, | 6.500%, | dated 01-10-91, | 02-13-91 maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| CD# 376,412 | , | \$ | 100,000.00, | 6.375%, | dated 02-13-91, | 03-18-91 maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| | | \$ | 400,000.00 | | Total Workmen's Compensation Fund Investments & Time Deposits Purchased | | | |
| | | | | | January 1 thru November 15, 1991. | | | |

Unemployment Trust Fund

| | | | | | | | | |
|-------------|---|----|---------------|---------|--|--------------------|--------------------------|--------------------------------|
| CD# 375,545 | , | \$ | 1,760,000.00, | 6.500%, | dated 01-10-91, | 02-13-91 maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| CD# 375,592 | , | \$ | 595,000.00, | 6.450%, | dated 01-17-91, | 03-19-91 maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| CD# 025,206 | , | \$ | 3,200,000.00, | 6.940%, | dated 01-17-91, | 03-19-91 maturity, | City National Bank, | safekeeping at City National. |
| | | | | | 900 Broad Street Newark, New Jersey | | | |
| CD# 376,409 | , | \$ | 1,770,000.00, | 6.380%, | dated 02-13-91, | 03-18-91 maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| CD# 376,749 | , | \$ | 1,780,000.00, | 6.000%, | dated 03-18-91, | 04-17-91 maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| CD# 376,759 | , | \$ | 601,000.00, | 6.000%, | dated 03-19-91, | 04-15-91 maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| CD# 025,226 | , | \$ | 3,237,000.00, | 5.870%, | dated 03-19-91, | 04-15-91 maturity, | City National Bank, | safekeeping at City National. |
| CD# 377,470 | , | \$ | 603,000.00, | 5.630%, | dated 04-15-91, | 05-01-91 maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| CD# 025,240 | , | \$ | 3,250,000.00, | 5.850%, | dated 04-15-91, | 04-29-91 maturity, | City National Bank, | safekeeping at City National. |
| CD# 795,154 | , | \$ | 1,673,000.00, | 5.750%, | dated 04-17-91, | 04-29-91 maturity, | First Fidelity Bank, | safekeeping at First Fidelity. |
| CD# 800,352 | , | \$ | 1,675,000.00, | 5.750%, | dated 04-29-91, | 05-13-91 maturity, | First Fidelity Bank, | safekeeping at First Fidelity. |
| CD# 025,504 | , | \$ | 3,250,000.00, | 5.670%, | dated 04-29-91, | 05-13-91 maturity, | City National Bank, | safekeeping at City National. |
| CD# 377,625 | , | \$ | 604,000.00, | 5.950%, | dated 05-01-91, | 06-03-91 maturity, | Midlantic National Bank, | safekeeping at Midlantic. |
| CD# 025,512 | , | \$ | 3,250,000.00, | 5.600%, | dated 05-13-91, | 06-03-91 maturity, | City National Bank, | safekeeping at City National. |

INVESTMENTS & TIME DEPOSITS PURCHASED
January 1 thru November 15, 1991

| | |
|-------------|--|
| CD# 377,738 | , \$ 1,675,000.00, 5.650%, dated 05-13-91, 06-03-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 025,520 | , \$ 3,250,000.00, 5.590%, dated 06-03-91, 06-24-91 maturity, City National Bank, safekeeping at City National. |
| CD# 377,924 | , \$ 2,287,000.00, 5.650%, dated 06-03-91, 06-24-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 025,534 | , \$ 3,250,000.00, 5.670%, dated 06-24-91, 07-24-91 maturity, City National Bank, safekeeping at City National. |
| CD# 025,543 | , \$ 3,250,000.00, 5.600%, dated 07-24-91, 07-31-91 maturity, City National Bank, safekeeping at City National. |
| | <u>\$40,960,000.00</u> |
| | Total Unemployment Trust Fund Investments & Time Deposits Purchased |
| | January 1 thru November 15, 1991. |

Insurance Trust Fund

| | |
|-------------|--|
| CD# 375,544 | , \$ 9,150,000.00, 6.500%, dated 01-10-91, 02-01-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,337 | , \$ 100,000.00, 6.500%, dated 02-01-91, 02-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,440 | , \$ 100,000.00, 6.375%, dated 02-15-91, 03-18-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,750 | , \$ 100,000.00, 6.000%, dated 03-18-91, 04-01-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| | <u>\$ 9,450,000.00</u> |
| | Total Insurance Trust Fund Investments & Time Deposits Purchased |
| | January 1 thru November 15, 1991. |

HCDA Trust

| | |
|-------------|--|
| CD# 375,547 | , \$ 1,726,000.00, 6.500%, dated 01-10-91, 02-13-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,571 | , \$ 4,927,000.00, 6.600%, dated 01-14-91, 02-19-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 025,214 | , \$ 700,000.00, 6.650%, dated 02-05-91, 03-05-91 maturity, City National Bank, safekeeping at City National. |
| CD# 376,408 | , \$ 1,736,000.00, 6.375%, dated 02-13-91, 03-18-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,483 | , \$ 4,952,000.00, 6.250%, dated 02-19-91, 03-04-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,612 | , \$ 4,963,000.00, 6.250%, dated 03-04-91, 03-25-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 025,222 | , \$ 700,000.00, 6.250%, dated 03-05-91, 04-01-91 maturity, City National Bank, safekeeping at City National. |

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December 18, 1991

INVESTMENTS & TIME DEPOSITS PURCHASED
January 1 thru November 15, 1991

HCDA Trust, con't.

| | |
|-------------|---|
| CD# 376,748 | , \$ 1,746,000.00, 6.000%, dated 03-18-91, 04-17-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 377,305 | , \$ 4,981,000.00, 5.800%, dated 03-25-91, 04-01-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 377,363 | , \$ 4,986,000.00, 5.800%, dated 04-01-91, 04-08-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 025,237 | , \$ 700,000.00, 6.000%, dated 04-04-91, 04-15-91 maturity, City National Bank, safekeeping at City National. |
| CD# 377,421 | , \$ 4,990,000.00, 5.900%, dated 04-08-91, 04-29-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 025,241 | , \$ 700,000.00, 5.850%, dated 04-15-91, 05-01-91 maturity, City National Bank, safekeeping at City National. |
| CD# 377,498 | , \$ 1,600,000.00, 5.900%, dated 04-17-91, 05-17-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 377,599 | , \$ 5,000,000.00, 5.750%, dated 04-29-91, 05-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 025,507 | , \$ 500,000.00, 5.620%, dated 05-01-91, 05-15-91 maturity, City National Bank, safekeeping at City National. |
| CD# 808,330 | , \$ 5,000,000.00, 5.610%, dated 05-15-91, 05-29-91 maturity, First Fidelity, safekeeping at First Fidelity. |
| CD# 025,514 | , \$ 500,000.00, 5.570%, dated 05-15-91, 06-17-91 maturity, City National Bank, safekeeping at City National. |
| CD# 813,990 | , \$ 5,000,000.00, 5.510%, dated 05-29-91, 06-10-91 maturity, First Fidelity Bank, safekeeping at First Fidelity. |
| CD# 819,549 | , \$ 5,000,000.00, 5.610%, dated 06-10-91, 07-01-91 maturity, First Fidelity Bank, safekeeping at First Fidelity. |
| CD# 025,528 | , \$ 500,000.00, 5.660%, dated 06-17-91, 07-17-91 maturity, City National Bank, safekeeping at City National. |
| CD# 025,541 | , \$ 500,000.00, 5.530%, dated 07-17-91, 08-20-91 maturity, City National Bank, safekeeping at City National. |
| | <u>\$61,407,000.00</u> |
| | Total HCDA Trust Fund Investments & Time Deposits Purchased |
| | January 1 thru November 15, 1991. |

Inactive Grant Trust

| | |
|-------------|--|
| CD# 375,548 | , \$ 1,110,000.00, 6.500%, dated 01-10-91, 01-24-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,652 | , \$ 1,112,000.00, 6.600%, dated 01-24-91, 02-04-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,342 | , \$ 1,114,000.00, 6.500%, dated 02-04-91, 03-04-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |

INVESTMENTS & TIME DEPOSITS PURCHASED
January 1 thru November 15, 1991

Inactive Grant Trust, con't.

| | |
|-------------|---|
| CD# 376,613 | , \$ 1,119,000.00, 6.250%, dated 03-04-91, 03-25-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 377,302 | , \$ 1,123,000.00, 5.800%, dated 03-25-91, 04-01-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 377,361 | , \$ 1,124,000.00, 5.800%, dated 04-01-91, 04-08-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 377,442 | , \$ 1,125,000.00, 5.800%, dated 04-08-91, 04-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 377,469 | , \$ 1,126,000.00, 5.625%, dated 04-15-91, 04-29-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 377,598 | , \$ 1,128,000.00, 5.750%, dated 04-29-91, 05-13-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 377,740 | , \$ 1,130,000.00, 5.650%, dated 05-13-91, 06-03-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 377,923 | , \$ 1,133,000.00, 5.650%, dated 06-03-91, 06-24-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 378,069 | , \$ 1,135,000.00, 5.750%, dated 06-24-91, 07-24-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 841,040 | , \$ 1,140,000.00, 5.610%, dated 07-24-91, 07-31-91 maturity, First Fidelity bank, safekeeping at First Fidelity. |
| | <u>\$14,619,000.00</u> Total Inactive Grant Trust Fund Investments & Time Deposits Purchased |
| | January 1 thru November 15, 1991. |

Port Authority Community Development Trust

| | |
|-------------|---|
| CD# 647,286 | , \$ 3,348,000.00, 6.760%, dated 01-03-91, 01-10-91 maturity, First Fidelity Bank, safekeeping at First Fidelity. |
| CD# 750,583 | , \$ 3,328,000.00, 6.500%, dated 01-10-91, 02-13-91 maturity, First Fidelity Bank, safekeeping at First Fidelity. |
| CD# 765,517 | , \$ 3,270,000.00, 6.210%, dated 02-13-91, 03-18-91 maturity, First Fidelity Bank, safekeeping at First Fidelity. |
| CD# 376,747 | , \$ 3,288,000.00, 6.000%, dated 03-18-91, 04-01-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 377,362 | , \$ 3,295,000.00, 5.800%, dated 04-01-91, 04-08-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 377,423 | , \$ 3,295,000.00, 5.800%, dated 04-08-91, 04-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| | <u>\$19,824,000.00</u> Total Port Authority Community Development Trust Investments & Time Deposits Purchased |
| | January 1 thru November 15, 1991. |

December 18, 1991

INVESTMENTS & TIME DEPOSITS PURCHASED
January 1 thru November 15, 1991

Water Utility FundJanuary, 1991

| | |
|-------------|--|
| CD# 647,282 | , \$19,800,000.00, 6.760%, dated 01-03-91, 01-10-91 maturity, First Fidelity Bank, safekeeping at First Fidelity. |
| CD# 375,504 | , \$ 500,000.00, 6.800%, dated 01-04-91, 01-11-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,499 | , \$ 1,200,000.00, 6.800%, dated 01-04-91, 01-11-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,541 | , \$20,200,000.00, 6.300%, dated 01-10-91, 01- 7 -91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,560 | , \$ 400,000.00, 6.300%, dated 01-11-91, 01-22-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,569 | , \$ 185,000.00, 6.250%, dated 01-14-91, 01-22-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,594 | , \$18,250,000.00, 6.800%, dated 01-17-91, 02-01-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 325,609 | , \$ 185,000.00, 6.600%, dated 01-18-91, 01-25-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,625 | , \$ 475,000.00, 6.600%, dated 01-22-91, 02-04-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,642 | , \$ 250,000.00, 6.600%, dated 01-23-91, 01-30-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,667 | , \$ 300,000.00, 6.600%, dated 01-25-91, 02-01-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 375,683 | , \$ 100,000.00, 6.750%, dated 01-28-91, 02-04-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| | <u>\$61,845,000.00</u> Subtotal: January Water Utility Investments & Time Deposits Purchased. |

February, 1991

| | |
|-------------|---|
| CD# 376,336 | , \$ 2,837,000.00, 6.500%, dated 02-01-91, 02-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,341 | , \$ 575,000.00, 6.500%, dated 02-04-91, 02-19-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,376 | , \$ 350,000.00, 6.125%, dated 02-08-91, 02-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,392 | , \$ 150,000.00, 6.125%, dated 02-11-91, 02-19-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 766,757 | , \$ 2,850,000.00, 6.260%, dated 02-15-91, 02-22-91 maturity, First Fidelity Bank, safekeeping at First Fidelity. |

INVESTMENTS & TIME DEPOSITS PURCHASED
January 1 thru November 15, 1991

Water Utility Fund, con't.

February, 1991

| | |
|-------------|--|
| CD# 767,476 | , \$ 500,000.00, 6.160%, dated 02-19-91, 02-26-91 maturity, First Fidelity Bank, safekeeping at First Fidelity |
| CD# 376,478 | , \$ 725,000.00, 6.250%, dated 02-19-91, 03-04-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,495 | , \$ 275,000.00, 6.125%, dated 02-20-91, 02-27-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,523 | , \$ 1,600,000.00, 6.125%, dated 02-22-91, 03-01-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,581 | , \$ 275,000.00, 6.130%, dated 02-27-91, 03-07-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| | <u>\$10,137,000.00</u> Subtotal: February Water Utility Investments & Time Deposits Purchased. |

March, 1991

| | |
|-------------|--|
| CD# 376,596 | , \$ 1,600,000.00, 6.130%, dated 03-01-91, 03-08-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,617 | , \$ 1,776,000.00, 6.130%, dated 03-04-91, 03-11-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 775,659 | , \$ 325,000.00, 5.750%, dated 03-07-91, 03-18-91 maturity, First Fidelity Bank, safekeeping at First Fidelity. |
| CD# 376,653 | , \$ 275,000.00, 6.130%, dated 03-07-91, 03-14-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,662 | , \$ 1,600,000.00, 6.130%, dated 03-08-91, 03-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,674 | , \$ 2,780,000.00, 6.130%, dated 03-11-91, 03-18-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,682 | , \$ 1,300,000.00, 6.130%, dated 03-12-91, 04-01-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,709 | , \$ 700,000.00, 6.050%, dated 03-14-91, 03-21-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,724 | , \$ 1,600,000.00, 5.880%, dated 03-15-91, 03-22-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,785 | , \$ 1,325,000.00, 5.750%, dated 03-21-91, 03-28-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| | <u>\$13,281,000.00</u> Subtotal: March Water Utility Investments & Time Deposits Purchased. |

INVESTMENTS & TIME DEPOSITS PURCHASED
January 1 thru November 15, 1991

Water Utility Fund, con't.

April, 1991

CD# 795,156 , \$ 450,000.00, 5.750%, dated 04-17-91, 04-29-91 maturity, First Fidelity Bank, safekeeping at First Fidelity
CD# 795,662 , \$ 600,000.00, 5.650%, dated 04-18-91, 04-25-91 maturity, First Fidelity Bank, safekeeping at First Fidelity
CD# 800,353 , \$ 750,000.00, 5.750%, dated 04-29-91, 05-06-91 maturity, First Fidelity Bank, safekeeping at First Fidelity

\$ 1,800,000.00 Subtotal: April Water Utility Investments & Time Deposits Purchased.

May, 1991
CD# 801,741 , \$ 800,000.00, 5.750%, dated 05-01-91, 05-08-91 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 377,667 , \$ 2,000,000.00, 5.750%, dated 05-03-91, 05-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 377,679 , \$ 1,200,000.00, 5.750%, dated 05-06-91, 05-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 805,464 , \$ 1,250,000.00, 5.600%, dated 05-09-91, 05-16-91 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 377,739 , \$ 250,000.00, 5.6505, dated 05-13-91, 05-28-91 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 813,279 , \$ 1,500,000.00, 5.510%, dated 05-28-91, 06-04-91 maturity, First Fidelity Bank, safekeeping at First Fidelity.
\$ 7,000,000.00 Subtotal: May Water Utility Investments & Time Deposits Purchased.

June, 1991

CD# 817,052 , \$ 1,500,000.00, 5.510%, dated 06-04-91, 06-11-91 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 819,547 , \$ 2,500,000.00, 5.610%, dated 06-10-91, 07-01-91 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 377,979 , \$ 2,000,000.00, 5.650%, dated 06-11-91, 07-01-91 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 377,995 , \$ 500,000.00, 5.600%, dated 06-13-91, 07-08-91 maturity, Midlantic National Bank, safekeeping at Midlantic.
CD# 824,761 , \$ 950,000.00, 5.510%, dated 06-19-91, 07-01-91 maturity, First Fidelity Bank, safekeeping at First Fidelity.
CD# 378,070 , \$ 2,500,000.00, 5.600%, dated 06-24-91, 07-01-91 maturity, Midlantic National Bank, safekeeping at Midlantic.
\$ 9,950,000.00 Subtotal: June Water Utility Investments & Time Deposits Purchased.

INVESTMENTS & TIME DEPOSITS PURCHASED
January 1 thru November 15, 1991

Water Utility Fund, con't.

July, 1991

| | |
|-------------|--|
| CD# 378,182 | , \$ 800,000.00, 5.600%, dated 07-05-91, 07-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 378,218 | , \$ 1,125,000.00, 5.650%, dated 07-10-91, 07-17-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| | <u>\$ 1,925,000.00</u> Subtotal: July Water Utility Investments & Time Deposits Purchased. |

August, 1991

No Activity

September, 1991

| | |
|-------------|---|
| CD# 379,427 | , \$ 5,200,000.00, 5.150%, dated 09-19-91, 09-30-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 379,502 | , \$ 5,200,000.00, 5.250%, dated 09-30-91, 11- 42 -91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| | <u>\$10,400,000.00</u> Subtotal: September Water Utility Investments & Time Deposits Purchased. |

October, 1991

| | |
|-------------|--|
| CD# 303,792 | , \$ 300,000.00, 5.000%, dated 10-09-91, 10-28-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 379,646 | , \$ 1,500,000.00, 5.000%, dated 10-10-91, 11-01-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 379,694 | , \$ 700,000.00, 5.150%, dated 10-15-91, 11-15-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| | <u>\$ 2,500,000.00</u> Subtotal: October Water Utility Investments & Time Deposits Purchased. |

November, 1991

| | |
|-------------|---|
| CD# 379,938 | , \$ 1,500,000.00, 4.875%, dated 11-01-91, 12-02-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 380,344 | , \$ 6,200,000.00, 4.650%, dated 11-12-91, 12-02-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 380,425 | , \$ 700,000.00, 4.625%, dated 11-15-91, 11-29-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| | <u>\$ 8,400,000.00</u> Subtotal: November 1 thru November 15 Water Utility Investments & Time Deposits Purchased. |

**INVESTMENTS & TIME DEPOSITS PURCHASED
January 1 thru November 15, 1991**

Water Utility Fund, con't.

\$127,238,000.00 **Total Water Utility Fund Investments & Time Deposits Purchased January 1 thru November 15, 1991.**

Water Capital Fund

| | |
|-------------|--|
| CD# 375,542 | , \$ 1,400,000.00, 6.500%, dated 01-10-91, 02-13-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,410 | , \$ 1,340,000.00, 6.375%, dated 02-13-91, 03-18-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 376,746 | , \$ 1,340,000.00, 6.000%, dated 03-18-91, 04-01-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 377,360 | , \$ 700,000.00, 5.800%, dated 04-01-91, 04-08-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 377,420 | , \$ 700,000.00, 5.900%, dated 04-08-91, 05-01-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 377,926 | , \$ 3,900,000.00, 5.600%, dated 06-03-91, 06-17-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 378,027 | , \$ 3,900,000.00, 5.650%, dated 06-17-91, 07-08-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |
| CD# 378,194 | , \$ 3,850,000.00, 5.750%, dated 07-08-91, 07-29-91 maturity, Midlantic National Bank, safekeeping at Midlantic. |

\$17,130,000.00 **Subtotal: Water Capital Investments & Time Deposits Purchased January 1 thru November 15, 1991.**

\$706,342,000.00 **Grant Total: Investments & Time Deposits Purchased January 1 thru November 15, 1991.**

The motion was adopted by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani,
 President Tucker.
 Absent During Roll Call: Council Member Martinez.

4-c.

The City Clerk presented Reports of Office of the City Clerk, for the months of October and November, 1991.

A motion that the Reports be received and placed on file was made by the Council of the Whole and adopted by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani,
 President Bradley.
 Absent During Roll Call: Council Member Martinez.

FINDINGS OF FACT - BOARD OF ADJUSTMENT.

- 4-A-1. In the Matter of Application of Wilbert Ruiz, Applicant, Wilbert and Benigna Ruiz, Owners, to permit in a Second Business and First Industrial Districts, Automobile, Body and Fender Repairs and Spray Painting and with accessory parking conducive to a back-out maneuver onto an arterial street on premises 597-605 Springfield Avenue and 696 South 14th Street. (South Ward)
 (Copy of transcript submitted to each Member of the Council)
 (Mr. Charles Richardson, King William Grand Lodge, A.F. & A.M. and Mrs. Louise Dancy, Queen of Sheba Grand Chapter, O.E.S., Appellants)
 (Board of Adjustment hearing held April 25, 1990)
 (Transcript filed May 10, 1990)

A motion to defer action on this matter was made by Council Member Bradley, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Tucker called for ordinances on first reading.

- 6-F-a. The City Clerk read An ordinance amending Section 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended, by changing parking prohibited at all times on Clinton and Halsey Streets to parking prohibited between the hours of 7 A.M. to 6 P.M. on Clinton and Halsey Streets.
 (Deleting: Clinton Street, north side, from Broad to Lawrence Street.
 Adding:
 No parking at any time between the hours of 7 A.M. and 6 P.M.
 Clinton Street, north side, from Broad Street to Mulberry Street;
 Halsey Street, between Washington Place and Branford Place, east and west sides).
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

President Tucker: The yeases are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 8, 1992.

- 6-F-b. The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on South 10th Street.
 (Deleting:
 South 10th Street - east side
 from Woodland Avenue to Springfield Avenue)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

December 18, 1991

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 8, 1992.

6-F-c.

The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street.**

(Kerrigan Boulevard and Ivy Street: Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 8, 1992.

6-F-d.

The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Delavan Avenue and North 8th Street.**

(Delavan Avenue and North 8th Street: Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 8, 1992.

6-F-e.

The City Clerk read **An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of Painter in the Department of Engineering).**

(Abolishes title no longer required for use by Department of Engineering.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Engineering Director Zach to meet with the Municipal Council at its January 7, 1992 pre-meeting conference was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martienz, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

6-F-f.

The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of North 6th Street and 3rd Avenue West.**

(North 6th Street and 3rd Avenue West: Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. his ordinance will come up for a public hearing and be considered for further action on January 8, 1992.

6-F-g.

The City Clerk read **An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Woodside Place as a One-way Street.**

(Woodside Place:

West/Northbound, from Summer Avenue to Arlington Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 8, 1992.

6-F-h.

The City Clerk read **An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of 18th Avenue and South 20th Street.**

(18th Avenue and South 20th Street:

Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 8, 1992.

- 6-F-i. The City Clerk read An ordinance amending Ordinance 6-S & F-j, December 19, 1990, entitled "Ordinance amending and supplementing Title 16, Land Subdivision, Chapter 9, Section 6 (Exceptions)."
(To correct errors and inconsistencies in the Land Use ordinance)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 8, 1992.

- 6-F-j. The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by adding thereto the intersection of 19th Avenue and South 19th Street.

(19th Avenue and South 19th Street:

Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 8, 1992.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Ellery Avenue and Sandford Place.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended thereto to following:

Ellery Avenue and Sandford Place: Stop signs shall be installed on all approaches

Section 2. Any ordinance inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

STATEMENT: This ordinance establishes a traffic regulation requiring all vehicles to stop at the intersection of Ellery Avenue and Sandford Place before crossing or entering from each direction.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. The ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986, as amended (To create the title of Principal Assessing Clerk, typing, in the Department of Land Use Control).

(Creating title of "Principal Assessing Clerk, Typing" to more appropriately describe duties and responsibilities of employee currently serving in title of "Principal Assessing Clerk". No change in salary. Old title common title. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

567

December 18, 1991

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6S&Fba) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Principal Assessing 1 1/1/91 \$24,785.53 - 29,754.25
Clerk, Typing
2763 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which is inconsistent therewith, is thereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Principal Assessing Clerk, Typing" more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Principal Assessing Clerk".

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing a motion to close the hearing and adopt the ordinance on second reading and final passage was made by and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. The ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Tenant Interviewer and to abolish the title of Tenant Relations Assistant in the Department of Development).

(Creating title of "Tenant Interviewer" and abolishing title of "Tenant Relations Assistant" to more appropriately describe duties and responsibilities of employee currently serving in title of "Tenant Relations Assistant". No change in salary. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

568
December 18, 1991

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating the positions in the Department of Development" (6S&FZ) adopted July 16, 1986 as amended and supplemented be amended to create the following title:

POSITION

Tenant Interviewer 1 1/1/91 \$28,423.70 - \$34,200.66
4153 (35 Hrs.)

SECTION 2. Section 1 of an aforementioned ordinance be further amended to abolish the following title:

POSITION

Tenant Relations Assistant
4998 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

The title "Tenant Interviewer" more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Tenant Relations Assistant".

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Villani, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. The ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 15, Housing, Chapter 9B, Rent Control, Section 8, of the Revised Ordinances of the City of Newark, New Jersey, (To prohibit owners and landlords of multiple dwelling units from claiming the cost of repairing the roof at said facility as a hardship.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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December 18, 1991

Section 1. Title 15, Housing, Chapter 9B, Rent Control, Section 8, Landlord Hardships, of the Revised Ordinances of the City of Newark, New Jersey, be and the same is hereby amended to read as follows:

15:9B-8 Landlord Hardship.

Owners and landlords operating multiple dwelling units shall be prohibited from claiming the cost of repairing the roof as a hardship leading to a rent increase.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT: This legislation prohibits owners and landlords from claiming the cost of repairing the roof as a hardship under this section.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. The ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 2, Administration, Department of Land Use Control, Division of Permits and Licenses, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented (By mandating all license applicants to provide their residential addresses as a requirement for all licenses).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 2, Administration, Department of Land Use Control, Division of Permits & Licenses, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is hereby further supplemented to read in its entirety as follows:

A) There shall be within the department of land use control a division of permits and licenses, the head of which shall be the manager, division of permits and licenses.

B) The division of permits and licenses, under the supervision of the director of land use control, shall be responsible for the following duties:

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1. Accept applications and receive fees for all permits and licenses authorized to be issued by the City pursuant to state law and local ordinance, except for such permits and licenses the application and fee for which are required by state statute to be received by a particular official or office other than this division.
2. Conduct such review, either directly or by referral to another municipal agency, as may be required by law or ordinance as a condition of the issuance of any permit or license.
3. Issue permits and licenses where the conditions governing such issuance have been met.
4. Maintain a complete record of all applications and fees received, of all reviews conducted and the results thereof, as well as of all permits and licenses issued or denied.
5. Ensure that all license and permit applications, at a minimum, provide the following information:

A) If the applicant is an individual, the name of the individual, the name of the business, the resident address of the applicant and the business address. If the applicant is a firm or partnership, the name of the firm or partnership, the principle place of business of the firm or partnership, the name of each partner or member of the firm and bona fide resident address of each partner or member of the firm. If the applicant is a corporation or association, the name of the corporation or association, principle place of business of the corporation or association, the name and address of the registered agent thereof, the name, date and state under which said corporation or association was organized, the name of each officer and the resident addresses of each officer.

Section 2. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance requires applicants for all licenses to provide their resident addresses on the applications.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. The ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

December 18, 1991

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Director of the Department of Development to acquire a privately owned property located at 257 Academy Street, a/k/a Block 404, Lot 23, within the University Heights Redevelopment Area, Site "E", or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

WHEREAS, by Ordinance 6S&FG dated December 7, 1990, the Municipal Council of the City of Newark authorized the purchase of 257 Academy Street, A/K/A Block 404, Lot 23, for \$65,000.00.

WHEREAS, the review appraiser, is of the opinion that the correct Market Value is \$75,000.00.

NOW THEREFORE BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 257 Academy Street, A/K/A Block 404, Lot 23, is to be purchased by the City of Newark and is needed for redevelopment purposes by the City of Newark.

Section 2. That the premises identified as 257 Academy Street, A/K/A Block 404, Lot 23, shall be purchased by the City of Newark through the Department of Development for the total amount of Seventy Five Thousand Dollars (\$75,000.00), subject to the Director of Development's right to increase any offer in accordance with N.J.S.A. 40A:12-5(a)(1). The appraisal price is set forth in Exhibit A.

Section 3. That the Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents necessary to effectuate the acquisition of the property listed above.

Section 4. That the Corporation Counsel be and is hereby authorized to record said deed with the Register of Essex County, after said deed has been approved by him as to form and further attested to and acknowledged by the City Clerk.

Section 5. That a copy of the executed deed shall be filed in the Office of the City Clerk by the Director of Department of Development.

Section 6. In the event, the owner of the property identified in this Ordinance refuse to accept the offer of the City of Newark, the Corporation Counsel be and is hereby authorized to institute legal proceedings in the Superior Court of New Jersey, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

Section 7. The Corporation Counsel be and is hereby authorized to secure legally appropriated sums from the Finance Department to pay to the Clerk of the Superior Court the estimated value of said property as identified in Exhibit A.

Section 8. The Corporation Counsel is further authorized to secure any and all additional funds required by the Superior Court of New Jersey to pay differences in the determined Fair Market Value and the Estimated Fair Market Value deposited in said Court.

Section 9. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

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STATEMENT

This Ordinance authorizes the Department of Development to acquire property at 257 Academy Street, A/K/A Block 404, Lot 23, located within the University Heights Site "E" Redevelopment Area.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. The ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Director of the Department of Development to acquire a privately owned property located at 259 Academy Street, a/k/a Block 404, Lot 24, within the University Heights Redevelopment Area, Site "E", or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

WHEREAS, by Ordinance 6S&FG dated December 7, 1990, the Municipal Council of the City of Newark authorized the purchase of 259 Academy Street, A/K/A Block 404, Lot 24, for \$75,000.00.

WHEREAS, the review appraiser, is of the opinion that the correct Market Value is \$85,000.00.

NOW THEREFORE BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY;

Section 1. That the premises commonly known as 259 Academy Street, A/K/A Block 404, Lot 24, is to be purchased by the City of Newark and is needed for redevelopment purposes by the City of Newark.

Section 2. That the premises identified as 259 Academy Street, A/K/A Block 404, Lot 24, shall be purchased by the City of Newark through the Department of Development for the total amount of Eighty Five Thousand Dollars (\$85,000.00), subject to the Director of Development's right to increase any offer in accordance with N.J.S.A. 40A:12-5(a)(1). The appraisal price is set forth in Exhibit A.

Section 3. That the Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents necessary to effectuate the acquisition of the property listed above.

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Section 4. That the Corporation Counsel be and is hereby authorized to record said deed with the Register of Essex County, after said deed has been approved by him as to form and further attested to and acknowledged by the City Clerk.

Section 5. That a copy of the executed deed shall be filed in the Office of the City Clerk by the Director of Department of Development.

Section 6. In the event, the owner of the property identified in this Ordinance refuse to accept the offer of the City of Newark, the Corporation Counsel be and is hereby authorized to institute legal proceedings in the Superior Court of New Jersey, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

Section 7. The Corporation Counsel be and is hereby authorized to secure legally appropriated sums from the Finance Department to pay to the Clerk of the Superior Court the estimated value of said property as identified in Exhibit A.

Section 8. The Corporation Counsel is further authorized to secure any and all additional funds required by the Superior Court of New Jersey to pay differences in the determined Fair Market Value and the Estimated Fair Market Value deposited in said Court.

Section 9. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This Ordinance authorizes the Department of Development to acquire property at 259 Academy Street, A/K/A Block 404, Lot 24, located within the University Heights Site "E" Redevelopment Area.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. The ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of premises commonly known as 208-210 Rose Street, Block 2658, Lot 46; 212-216 Rose Street, Block 2658, Lot 44; 218 Rose Street/2 Chadwick Avenue, Block 2658, Lot 41 and 4 Chadwick Avenue, Block 2658, Lot 40 to Essex County College pursuant to the provisions of N.J.S.A. 40A:12-13(B)(1).

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BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 208-210 Rose Street, 212-216 Rose Street, 218 Rose Street/2 Chadwick Avenue and 4 Chadwick Avenue, Newark, New Jersey, Block 2658 Lots, 46, 44, 41 and 40 respectively, on the Official Tax Map and Tax Duplicate (year 1991) of the City of Newark New Jersey is not needed for public purposes by the City of Newark.

Section 2. That the premises commonly known as 208-210 Rose Street, 212-216 Rose Street, 218 Rose Street/2 Chadwick Avenue and 4 Chadwick Avenue, Newark, New Jersey, Block 2658 Lots, 46, 44, 41 and 40 respectively, be sold to Essex County College, a body corporate and politic by private sale for the amount of \$248,000.00 pursuant to the provisions of N.J.S.A. 40A:12-13 (b) (1).

Section 3. That the Director of Development be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 4. That a copy of the executed deed shall be placed on file in the Office of the City of Clerk by the Director of Development.

Section 5. This ordinance shall take effect upon publication and passage according to law.

STATEMENT

Passage of this Ordinance will permit the City of Newark to sell property to Essex County College.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. The ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 22, Streets and Sidewalks; to create a Chapter 23, Permits for Pay Phones on Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to allow the installation of pay phones on the City of Newark's sidewalks, to be regulated to insure that their use, maintenance and location does not interfere with the public's use of the streets and sidewalks.

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WHEREAS, as the City Council of the City of Newark has found as a fact that pay telephones on the sidewalks in many areas of the City of Newark have attracted persons who loiter in the area of the pay telephones for long periods of time; and

WHEREAS, the Council has found that these persons who loiter in the area where telephones are located are interfering with the use of the sidewalks by pedestrians; and

WHEREAS, the Council has found that in residential areas these persons are making loud noises at different hours of the day and evening and thus interfering with residents in the vicinity of the pay telephones; and

WHEREAS, the Council has found that criminal activity in the form of drug transactions is occurring on a regular basis near many of these telephones and are used to facilitate such transactions; and

WHEREAS, the Council has found that the installation of such pay phones should be strictly regulated to minimize the annoyance to pedestrians, residents and other citizens that may be caused by persons loitering about such telephones.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 22, Streets and Sidewalks, Chapter 23, Permits for Pay Phones on Streets and Sidewalks, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented be and the same is hereby amended and supplemented to read as follows:

CHAPTER 23. PERMITS FOR PAY PHONES ON STREETS AND SIDEWALKS

22:23-1. Definitions.

- (a) City means the City of Newark.
- (b) Distributor means any person responsible for placing and maintaining a pay telephone in a public way hereinafter defined.
- (c) Pay Telephone means any self-service or coin or credit card operated telephone.
- (d) Person means an individual, business, firm, corporation, association, partnership or other organization or group of persons.
- (e) Sidewalk means any surface provided for the use of pedestrians.
- (f) Street means all that area dedicated to public use for public street purposes and shall include but not be limited to roadways, parkways, alleys and sidewalks.

22:23.1. Permit required: Fee for a permit: Indemnity and Insurance.

- (a) No person, association, partnership or corporation may place or maintain any telephone on or above any public street or sidewalk without having first obtained a permit as provided in this ordinance. Permits shall be issued by the Division of Permits and Licenses in the Department of Land Use Control subject to approval of the location and means of installation of the telephone. The permit required by this ordinance shall be in addition to any permit required pursuant to the Uniform Construction Code, N.J.S.A. 52:27d-119 et seq. or any street occupancy or opening permit required by any other City ordinance.

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(b) Before installation, a plan or sketch of the telephone shall be furnished to the Director of the Department of Engineering in sufficient detail to describe the size, location, equipment and means of installation and cabling. The Director of the Department of Engineering shall be notified before the removal of any telephone. A copy of the permit or the permit number shall be affixed to the telephone.

(c) The initial fee for a permit shall be \$25.00 per year or any part of a year, the fee for a renewal permit shall be \$10.00 per year, provided, however, that no fee shall be charged for telephones furnished by the City of Newark as an accommodation to the public, or for permits issued to any person or entity which pays a franchise fee or tax for the use of public facilities. Such person or entity shall not, however, be exempt from the regulatory provisions of this ordinance. Permits shall be renewable annually on January 1 of each year.

(d) The Director of the Department of Engineering shall be informed of the intent of any person to remove or relocate a telephone.

(e) Before receiving a permit, an applicant shall:

(1) Execute an indemnification agreement substantially as follows:

The applicant and any other persons on whose behalf the application is made agree to defend, indemnify and hold harmless the City of Newark against liability for all claims for damage to property, or injury to or death of persons, arising out of or resulting from the issuance of the permit or the control, maintenance or ownership or use of each pay telephone.

(2) File with the Division of Permits and Licenses in the Department of Land Use Control a general liability insurance policy of \$1 million for bodily injury and \$50,000.00 for property damage naming the City as additional insured against any injury, loss or damage that may result from placing or maintaining the telephone or telephone equipment on or above the sidewalk.

22:23-3. Telephone rates to be posted; emergency calls.

(a) Telephones shall permit the following calls to be placed without charge:

(1) Calls to the 911 emergency number;

(2) Emergency calls placed through operator assistance to the police and fire departments;

(3) Calls placed through operator assistance to the police and fire departments by anyone identified as a member of either department.

(b) Current telephone rates shall be posted on the telephone or on the telephone booth if applicable.

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22:23-4. Standard for maintenance and installation.

(a) Telephones shall comply with the following standards:

(1) No booth surrounding a telephone shall exceed 8 feet in height, 4 feet in width or 4 feet in depth.

(2) Each telephone shall be equipped with a coin return mechanism to permit a person using the machine to secure an immediate refund if a call cannot be placed. The coin mechanism shall be maintained in good working order.

(3) Each telephone shall have affixed to it, in a place visible to everyone using the telephone number of a address of the distributor and the telephone number of a working telephone service to report a malfunction, secure a refund, or give the notices provided for in this ordinance. These notices shall be displayed in both English and Spanish.

(4) Telephones shall be maintained in a neat and clean condition and in good repair at all times. Without limiting the generality of the foregoing, a telephone shall be served and maintained so that:

(i) it is reasonably free of chipped, faded, peeling and cracked paint in the visible painted areas thereof;

(ii) it is reasonably free of rust and corrosion in the visible unpainted metal areas thereon;

(iii) any clear plastic or glass parts are unbroken and reasonably free of cracks, dents, graffiti, blemishes and discolorations;

(iv) any paper or cardboard parts or inserts are reasonably free of tears, peeling or fading;

(v) the structural parts thereof are not broken or unduly misshapen;

(vi) the telephone receiver is attached to the telephone.

(5) Any owner or permittee who fails to maintain their telephone in working condition may be given a ten day notice to repair the telephone by the Division of Inspections of the Department of Land Use Control. If the telephone is not in working condition at the end of the ten day period, the Division of Inspections may revoke the permit unless the permittee provides assurance that the telephone shall be repaired or removed.

(6) Each telephone shall either contain a telephone service book serving Essex County secured to the telephone or provide local director or information assistance without charge.

(7) Each telephone shall, upon the written request of the Director of the Department of Land Use Control, be capable of being restricted to outgoing calls only within 10 days of the request.

22:23-5. Location and Placement Telephones

(a) No telephone shall be permitted to rest upon, in or over any public street or sidewalk when such installation, use or maintenance:

- (1) endangers the safety of persons or property; or
- (2) unreasonably interferes with or impedes the flow of pedestrians or vehicular traffic, including any legally parked or stopped vehicles; or
- (3) unreasonably interferes with the ingress or egress from any residence or place of business; or
- (4) interferes with the use of traffic signs or signals, hydrants or mailboxes permitted at or near said location.

(b) Telephones shall be placed, or otherwise secured, so as to prevent their being blown down or around the public street or sidewalk, but shall not be chained or otherwise secured, to any traffic or street signs, signals, hydrants or mailboxes.

(c) No telephones shall be placed, installed, used or maintained:

- (1) within any marked crosswalk;
- (2) within 3 feet of a curb return of any unmarked crosswalks;
- (3) within 15 feet of any fire hydrant, fire call box, police call box or other emergency facility;
- (4) within 5 feet of any driveway;
- (5) within 3 feet of any public area improved with a lawn, flowers, shrubs, trees or other landscaping;
- (6) at any location whereby the clear space for the passage way of pedestrians is reduced to less than 6 feet;
- (7) within 3 feet of any building unless written permission is secured from the property owner and filed with the application.
- (8) within 10 feet of any entrance to a residence, store or public building.

(d) Telephones shall not be placed on sidewalks in front of street addresses where there appears to be continuous criminal activity. Continuous criminal activity means reports to the police of more than four criminal incidents at an address in a month prior to the date of the application or more than 12 reported criminal incidents in a year prior to the date of the application.

(e) No telephone or telecommunication device shall be installed on the street or sidewalk without the permission of the abutting land owner.

(f) No telephone or telecommunication device shall be placed on the sidewalk within 600 feet of any other pay telephone or telecommunication device on a sidewalk in a First or Second Residential District as these districts are described in the zoning ordinance of the City of Newark.

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(g) No telephone or telecommunication device shall be placed on the sidewalk closer than 300 feet to any other pay telephone or telecommunication device on the sidewalk in a Third Residential of First Business District of the City.

(h) No telephone or telecommunication device shall be placed on the sidewalk closer than 100 feet to any other pay telephone or telecommunication device in a Second, Third or Fourth Business District or any Industrial District of the City.

22:23-6. Revocation.

Upon the receipt of a complaint by a citizen or a representative of the Police Department that the location and use of a telephone interferes with the health and welfare of the public, the Director of the Department of Land Use Control shall conduct a hearing after providing notices of same to all affected parties to ascertain if the use of the telephone endangers the health and welfare of the community. If he finds by a preponderance of the evidence presented that the use of the telephone constitutes a threat to the health and welfare of the public he shall revoke any permit issued by his Department for the use of the telephone. He may also order such other relief as he deems fair including requiring the telephone to be restricted to outgoing calls only.

22:23-7. Application of ordinance to existing pay telephones.

This ordinance shall apply to all existing telephones located on or above public sidewalks. Owners or lessees of such telephones shall have a period of 180 days to obtain the permits required by this ordinance.

22:23-8. Violation

Any violation of this ordinance shall subject the violator to a fine of not less than \$100.00 nor more than \$1,000.00. Each non-complying pay telephone violation will constitute a separate violation.

Section 2. Any ordinance or part thereof inconsistent with the provision herein be and are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This ordinance will establish a process for requiring a permit to be issued before a pay phone will be installed on any sidewalk in the City of Newark.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Council Member Harris, through the chair, requested this matter be discussed at a meeting of the Council Committee on Communications.

December 18, 1991

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance repealing "Ordinance authorizing the Director of the Department of Development to exchange property located at 85-91 North 13th Street with Greater Level Hill Baptist Church, Inc., for property located at 373-379 18th Avenue, Newark, New Jersey pursuant to N.J.S.A. 40A:12-16.

WHEREAS, by Ordinance 6S&FY dated October 17, 1990, the exchange of 89-91 North 13th Street a/k/a Block 1922, Lots 1 and 70 to the Greater Level Baptist Church, Inc. was authorized for property located at 373-379 18th Avenue. Greater Level Hill Baptist Church, Inc. now indicates it no longer is interested in 89-91 North 9th Street, and desires to acquire other property from the City of Newark as an exchange for 373-379 18th Avenue; and

WHEREAS, the Office of Property Management intends to offer 89-91 North 13th Street for sale at its next general auction in December 1991 and requests repeal of the exchange Ordinance 6S&FY; and

WHEREAS, the exchange authorized by Ordinance 6S&FY dated October 17, 1990 must now be repealed.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. That Ordinance 6S&FY adopted October 17, 1990 be and is hereby repealed in its entirety.

Section 2. That the premises commonly known as 89-91 North 13th Street, a/k/a Block 1922, Lots 1 and 70, on the Official Tax Map and Tax Duplicate (year 1990) of the City of Newark, New Jersey, may be offered for sale at the next general auction provided no Deed of Sale is made by the City of Newark, Office of Property Management until this Ordinance takes effect as required by law.

Section 3. This Ordinance shall take effect upon passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

Passage of this Ordinance will allow the City of Newark to rescind the sale of City owned property to the Greater Level Hill Baptist Church, Inc.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. The ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage.

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6C: for years 1990 and 1991, on property owned by Open Bible Evangelical Church and located at 302/308 Chancellor Avenue, Block 3727, Lot 24, Newark, New Jersey 07112.
(Public Hearing Closed)

A motion to table the ordinance on second reading and final passage was made by Council Member Grant, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-S & F-l.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Land Surveyor/Principal Planner in the Department of Engineering).

(Land Surveyor/ 1 1/1/91 \$41,187.02 - \$49,704.53

Principal Planner

(40 Hours))

(Creating title in Department of Engineering in accordance with New Jersey Department of Personnel reclassification. No salary change. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Sections 23:5-2, 23:5-4 of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Halsey Street.

(East Ward)

(Copy of ordinance submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Hearings of Citizens.

- 6-HC-a. MR. THOMAS POSSAMATO, PRESIDENT, FRATERNAL ORDER OF POLICE, 139 WASHINGTON STREET, NEWARK, NEW JERSEY.**
(For action on this matter, see pages 1 and 2 in the minutes of this meeting)
- 6-HC-b. MR. JOHN GEROW, PRESIDENT, FIREMEN'S UNION, PORT STREET AND DOREMUS AVENUE, NEWARK, NEW JERSEY.**
(For action on this matter, see page 2 in the minutes of this meeting)
- 6-HC-c. MR. ROCCO MALANGA, PRESIDENT, POLICE BENEVOLENT ASSOCIATION.**
(For action on this matter, see page 2 in the minutes of this meeting)
- 6-HC-d. MR. PAUL DIETRICH, DIRECTOR OF SECURITY, NEWARK HOUSING AUTHORITY.**
(For action on this matter, see page 2 in the minutes of this meeting)
- 6-HC-e. MR. WILLIAM WALLACE, 105 CARNEGIE AVENUE, EAST ORANGE, NEW JERSEY** addressed the Members of the Municipal Council relative to layoffs and job title changes for black people.
- 6-HC-f. MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY** addressed the Members of the Municipal Council relative to letter and petitions he submitted relating to the Municipal Council establishing an Office for the Homeless and that it was important that the homeless be represented. He noted the Mayor could not create this office. He noted only the Municipal Council has the authority to create an office for the homeless and the Mayor could only implement the ordinance. He requested the Council to do this.
- 6-HC-g. MR. THAD KETTLES, 92 BARCLAY STREET, NEWARK, NEW JERSEY.**
Council Member Bradley indicated Mr. Thad Kettles was registered to address the Members of the Municipal Council but due to illness was unable to attend. and requested that Mr. Kettles' remarks in the form of a letter be submitted to the Clerk for distribution to each Council Member for their response.

President Tucker directed the City Clerk to have Mr. Kettles remarks inserted as part of the minutes.

My name is Mr. Thad Kettles, I reside at 32 Barclay Street, Newark, New Jersey.

I am here this evening on behalf of the Pop Warner Football League, it's players, coaches, cheerleaders, and adult volunteers.

As you may know, pop warner was established in 1985 through this governing body, and has been supported in total since then.

In 1985 the league started with 5 teams representing each of the five city wards and a total of 175 youngsters. In 1986 the league included five Cheer Leading squads to match the respective teams. This made the total number of youngsters 225.

In 1987 the league added an additional age category and included cheerleaders for these teams, the new total of participants exceeded 500 participants. In 1989 the league successfully recruited the City of Orange and Irvington for an additional four teams of players and cheerleaders, this increased the number of participants to 14 teams of players and 14 teams of cheerleaders for a total of 750 youngsters and over 150 volunteer coaches and advisors.

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In 1989 the league received an invitation to the State of Pennsylvania to participate in a bowl game and since then has successfully competed in bowl games in the State of North Carolina and Miami, Florida.

My presence here tonight is not to throw a lot of statistics at you, but, to make the impression on you that in these trying fiscal times of CUTTING BACK, I and the members of this program would like to maintain this positive recreation outlet through your support and continued financial backing. Not only does pop warner represent the best in athletic endeavors, but has a mandate of academic necessity.

Your continued faith and trust in this program is needed as a foundation to assure the survival beyond the 1991 Season.

The peer relationships that have been established and the outlet that is provided can not be weighed in dollars and cents, but on those many pop warner youngsters that have graduated high school and successfully represented the City of Newark, their family and this program in post educational and athletic endeavors.

We are presently correlating all of the success stories that have yet to be told, and also those that may not. From this we will use the information as a resource tool and expound upon our participants the proper direction that Newark needs them to travel.

I thank you for your time and allowing me to speak before you..Thank You.

6-HC-h. MR. EMORY PEARCE, 105 SOUTH 7TH STREET, NEWARK, NEW JERSEY addressed the

6-HC-i. MR. AUGUST PERRY, 100 SOUTH 7TH STREET, NEWARK, NEW JERSEY.

The above citizens addressed the Members of the Municipal Council strongly opposing proposed cuts in the Police Department due to budget problems. They noted the community has just begun to see tangible results from the implementation of Police Director Celester's plan. They noted it is a time for Administration and Council to come together and solve this budget problem without the layoff of police officers. They stated Administration should look elsewhere to solve the fiscal problem, that the City needed more police protection, not less.

6-HC-j. MS. ADRIANNE HARPER, 57 WOODBINE AVENUE, NEWARK, NEW JERSEY.

6-HC-k. MS. LORRAINE GREGORY, 55 MANOR DRIVE, NEWARK, NEW JERSEY.

The above citizens addressed the Members of the Municipal Council strongly opposing the closing of the Mount Vernon School branch of the Newark library. They noted the City of Newark is proposing to close libraries at a time when programs throughout the nation are encouraging children to read. This branch, affiliated with the school, is one of the less expensive libraries in Newark because it is not free-standing and is an extremely important part of education. Area children use this library and all its resources. Newark has some of the lowest reading scores in the State. Children do homework in library and are supported by the staff. A list of signed petitions was submitted.

A lengthy discussion was held by the Members of the Municipal Council and it was the consensus of opinion that the Municipal Council would endeavor to do everything possible to keep these library branches operative.

6-HC-l. MR. ARCHIE WILLIAMS, 105 SOUTH 10TH STREET, NEWARK, NEW JERSEY addressed the Members of the Municipal Council opposing the reduction in the Newark Police Department. The City searched all over the country to find a competent police director and now that he is here and doing a good job, the City lays off police officers.

6-HC-m.

MR. WILLIAM CHAPPEL, 73 JAMES STREET, NEWARK, NEW JERSEY addressed the Members of the Municipal Council relative to budget cuts especially in the Police Department. He noted when services are cut back, people move out of the city which then reflects on the budget. He noted his tenant is moving out of the city due to being mugged and her car being stolen. He felt he could not pass along a 17% rent increase to his tenants. His home looks out on city-owned property, off the tax rolls since mid 1970's, blighted and vacated by this council. He noted that he was shocked to see that Resolution 7-R-c on today's agenda, for P.S.A. Urban Renewal was being considered to grant a period of extension of one year to comply with terms of tax abatement granted May 27, 1986. He noted these people have been sitting on this land for years and he was shocked to see this farce continued. He said he can testify this developer was to appear in court, and neither he or his attorney did so. The attorney from the City and from the Housing Authority appeared and the Judge threw the case out of Court. He opined that every courtesy has been given to these people.

A lengthy discussion was held by Members of the Council.

A motion to consider Resolution 7-R-c at this time was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-c.

Resolution granting a period of extension for P.S.A. Urban Renewal Corporation to comply with terms of Tax Abatement Resolution 7-R-b (S-3) May 27, 1986, 67-69-71 James Street, Block 44, Lots 33, 35, 36, and 37, by allowing the entity one year from adoption of resolution to acquire title to property and complete project.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

At a later time in the meeting, after Resolution 7-R-b, a motion to reconsider and remove from the table Resolution 7-R-c, December 18, 1991, was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

A motion to reject the resolution was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Not Voting: Council Member Rice.

6-HC-n.

MR. DANIEL O'FLAHERTY, 23 REYNOLDS PLACE, NEWARK, NEW JERSEY addressed the Members of the Municipal Council relative to several matters that have not been resolved in regard to substantial amounts of money due to the City from Gateway One building, Blue Cross Building, Alling Street Building. He noted he had not received any answers submitted during the public hearing on the budget in June relative to One and Nine Associates, American Decorating and bridge payments from N.E.D.C. He opined that he could not see how the Municipal Council and the Administration could go to Trenton, taxpayers, the libraries or the police unless the Administration puts the revenue house in order first.

Council Member Rice, through the Chair, directed the City Clerk to extract questions raised by Mr. O'Flaherty

President Tucker indicated that explanations in response to these questions had been received and directed the City Clerk to forward copies of these responses to Mr. O'Flaherty.

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President Tucker also indicated that relative to the Alling Street case, it would be necessary to change State Legislation in regard to land taxes. He directed the City Clerk to invite the Law Department to meet with the Municipal Council at a future special conference relative to review of this matter.

A motion to permit Ms. Almeida Fant and Mr. Charles Crawford to be heard under "Hearings of Citizens" was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-HC-o.** **MS. ALMEIDA FANT, 309-311 CLINTON AVENUE, NEWARK, NEW JERSEY** addressed the Members of the Municipal Council relative to Manghen House, a fully renovated facility which could be utilized in the critical issue of housing the homeless. She noted this owner along with other vendors and other organizations submitted alternatives to housing Newark's homeless. She requested the Municipal Council to consider her proposal, together with all of the other vendors and merchants that have gone through the municipal process of obtaining a license and getting a c.o. in order to become a part of the solution of housing Newark's homeless individuals.

Council Member Branch indicated he had looked at this structure and supported the use of this building as a transitional shelter for the homeless and requested his colleagues support in this matter.

- 6-HC-p.** **MR. CHARLES CRAWFORD, 29 STRATFORD PLACE, NEWARK, NEW JERSEY** addressed the Members of the Municipal Council with respect to conditions existing at Jesse Allen Park including no lights on Avon Avenue side, at the tennis, basketball and handball courts, plus flashers in the park. He said the City wants to lay off police when more police protection is needed.

President Tucker directed the City Clerk to invite Director Zach to meet with Council and visit the Jesse Allen Park to see what possibly might be done to correct this situation.

A motion to permit Reverend Levin B. West to be heard under "Hearings of Citizens" was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

- 6-HC-q.** **REVEREND LEVIN B. WEST, 52 GIRARD PLACE, NEWARK, NEW JERSEY** addressed the Members of the Municipal Council with respect to politics within the City.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a.** **Resolution establishing the pre-meeting conferences, regular meetings and special conferences of the Newark Municipal Council for the Year 1992.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-b.** **Resolution approving tax abatement and financial agreement for Broad Newark Urban Renewal Corporation for rehabilitation of former S. Klein building into retail/commercial space at 689-691 Broad Street, Block 52, Lot 38, granting exemption from taxation on improvements for a co-terminus period of 15 years from the date of issuance of Certificate of Occupancy to coincide with completion of Phase I and pursuant to N.J.S.A. 40:55C-65, and only so long as the entity is subject to and complies with said Financial Agreement and said Urban Renewal Corporation**

and Association Law of 1961, as amended and supplemented, and upon the further condition that the entity withdraw its pending tax appeal and does not file a petition of tax appeal for premises during period of exemption, except as the Financial Agreement permits; further requiring that the Three Phase project be completed within three years from the adoption of this resolution.

(Formula is to be calculated at 2% of the project cost for the first five years and 15% of annual gross revenue for the last ten years.)

(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-c. Resolution granting a period of extension for P.S.A. Urban Renewal Corporation to comply with terms of Tax Abatement Resolution 7-R-b (S-3) May 27, 1986, 67-69-71 James Street, Block 44, Lots 33, 35, 36, and 37, by allowing the entity one year from adoption of resolution to acquire title to property and complete project.**
(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution see pages 40 and 41 in the minutes of this meeting)

- 7-R-d. Resolution rescinding Tax Abatement Agreement of Arlington Street Development Urban Renewal Associates, Limited Partnership, 427-433 University Avenue, Block 100, Lot 5, for failure of the entity to maintain an Affirmative Action Program as required by Resolution 7-R-br, November 1, 1989, unless said entity within 30 days, submits proof of compliance to the Manager of the Office of Affirmative Action and the City Clerk.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-e. Resolution rescinding Financial Agreement for Tax Abatement with Tiago and Almeida Urban Renewal Corporation, 180-186 Avenue L, Block 2067, Lot 54, for failure to pay outstanding balance and non-payment of excess profit totalling \$20,508.90 for the years 1988 and 1989 as required by Tax Abatement authorized by Resolution 7-R-cc, November 5, 1980, unless said entity within 30 days following such service, pays all outstanding excess profits, as required by its Financial Agreement.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-f. Resolution authorizing solicitation of bids for leasing of City-owned property known as 98-102 Orange Street, Block 45, Lots 3, 4, 5; pursuant to N.J.S.A. 40A:12-14(a), and authorizing advertising and setting return date for acceptance of final bid for leasing of same under specified conditions.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-g.

Resolution authorizing Mayor to enter into contract with Gustav Henningburg and Associates, Inc., 40 Clinton Street, Suite 200, Newark, New Jersey, as consultant to provide link between City of Newark and the business community, for term of one (1) year, for sum not to exceed \$75,000. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a special meeting to be called for December 23, 1991, at 11:00 A.M. or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall; further directing the City Clerk to invite Mayor James and Chief of Staff Mattison to meet with the Municipal Council at its December 23, 1991 special pre-meeting conference was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-h.

Resolution ratifying and authorizing Business Administrator to enter into contract with Lisbon Cleaning Inc., 350 Adams Street, Newark, New Jersey, 07105, lowest responsible bidder, to provide Janitorial Maintenance Services/Germiciding 110 William Street Building, for period July 1, 1991 to June 30, 1992; contract shall not exceed \$85,000.; \$5,000. encumbered in Department of General Services, Division of Public Buildings.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a special meeting to be called for December 23, 1991, at 11:00 A.M. or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall; further directing the City Clerk to invite Business Administrator Monteilh, General Services Director Campana, Public Buildings Acting Manager Johnson, Acting Purchasing Agent Omolino-Heard to meet with the Municipal Council at its December 23, 1991 special pre-meeting conference and to be prepared to discuss whether this contract at anytime was part of the City's Affirmative Action Set Aside Program for minorities was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-i.

Resolution ratifying and authorizing Mayor and Director of Development to enter into amended contract with Newark Economic Development Corporation, a New Jersey Non-Profit Corporation, for purpose of extending contract to allow N.E.D.C. to expend balance of original \$6,972,200. which is \$6,814,633.98 to complete scope of work for period July 1, 1991 to June 30, 1992, Phase 3, Site 4, of the Victory Garden Townhouse Project for construction of 52 units of housing; no additional funds required. (Amends Resolution 7-R-ck (A.S.) April 3, 1991)

(Bergen Street, Winans Avenue, Kipp Street and Muhammad Ali Boulevard Central Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-j.

Resolution authorizing Mayor and Director of Engineering to execute Contract 91-125 with SCI Consulting Engineers, 135 West 26th Street, New York, New York 10001, for Professional Engineering Services for Design/Construction of Salt Storage Dome at Frelinghuysen Avenue and Poinier Street, for total sum of \$40,000; project should be completed within 120 days of Notice to Proceed. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-k. Resolution authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with UMDNJ-Community Mental Health Center at Newark, for purpose of implementing a comprehensive mental health service program for persons affected by HIV, for period January 1, 1992 through December 31, 1992; contract shall not exceed \$95,312., funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-l. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with UMDNJ-NJ AIDS Education & Training Center, for purpose of implementing a Case Management Training Program, for period November 1, 1991 through October 31, 1992, contract shall not exceed \$65,096.; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-m. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with UMDNJ-Social Work Services, for purpose of implementing a Case Management Services Program, for period December 1, 1991 through November 30, 1992, contract shall not exceed \$124,079.; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-n. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Newark Community Health Centers, Inc., for purpose of implementing a Case Management Services Program, for period October 1, 1991 through September 30, 1992, contract shall not exceed \$81,266. of which \$3,776. will be provided by contractor as in-kind match; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-o.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Integrity, Inc., for purpose of implementing a HIV Case Management Program, for period October 1, 1991 through September 30, 1992, contract shall not exceed \$79,240. of which \$6,240. will be provided by contractor as in-kind match; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-p.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Community Health Care of North Jersey, for purpose of implementing a Supportive Services Program, for period December 1, 1991 through November 30, 1992, contract shall not exceed \$62,000.; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-q.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Hahnemann University - Newark Health Behavior Project, for purpose of implementing a HIV Case Management Program, for period October 1, 1991 through September 30, 1992, contract shall not exceed \$252,000.; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-r.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Covenant House, NJ/Newark, for purpose of implementing AIDS/HIV Case Management, via outreach, to Street Youth Program, for period October 1, 1991 through September 30, 1992, contract shall not exceed \$17,000.; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-s.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with New Community Corporation, for purpose of implementing a Supportive Services Program, for period November 1, 1991 through October 31, 1992, contract shall not exceed \$80,000.; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite Business Administrator Monteilh, Tax Collector Garnes, Tax Abateements/Special Taxes Alexander and Representatives from New Community Corporation to meet with the Municipal Council at a future special conference was made by Council Member Rice, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Not Voting: Council Member Carrino.

- 7-R-t.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Department of Veterans' Affairs Medical Center, for purpose of implementing a Case Management Ambulatory Care Services Program, for period November 1, 1991 through October 31, 1992, contract shall not exceed \$31,000.; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-u.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Community Health Care of North Jersey, for purpose of implementing a Centralized Database for Case Management Services, for period December 1, 1991 through November 30, 1992, contract shall not exceed \$164,770.; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-v.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with St. Barnabas AIDS Resource Center, for purpose of implementing a Food Pantry/Home Delivery Meals Program, for period October 1, 1991 through September 30, 1992, contract shall not exceed \$130,000.; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-w.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Salvation Army Ironbound Boys' and Girls' Clubs Senior Citizen Center, to provide transportation, health and social services to senior citizen residents, for period May 1, 1991 to April 30, 1992, in amount of \$25,000., funds provided by H.C.D.A. Year XVII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-x.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to accept funds from New Jersey Department of Human Services, Division of Mental Health and Hospitals, to provide mental health services to homeless residents, in amount of \$129,551., for period July 1, 1991 through June 30, 1992.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-R-y.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Rameshchan Kania, M.D., for provision of medical services to homeless individuals and families, for period May 1, 1991 through October 31, 1991; contract shall not exceed \$7,285.86.; funds provided by U.S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-z.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to apply for and accept funds from Essex County Division of Cultural and Historic Affairs, Essex County Block Grant, for provision of cultural programming at City's Recreation Centers, in amount of \$4,000., for period July 1, 1991 through June 30, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-ba.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with UMDNJ-HIV Consultation Clinic, for purpose of implementing a Case Management Services Program, for period December 1, 1991 through November 30, 1992, contract shall not exceed \$172,069.; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bb.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with UMDNJ-NJ Dental School, for purpose of implementing a Dental Care Program, for period December 1, 1991 through November 30, 1992, contract shall not exceed \$216,000.; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bc.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Newark Beth Israel Medical Center, for purpose of implementing an Ambulatory Care Services Program, for period December 1, 1991 through November 30, 1992, contract shall not exceed \$159,878.; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bd. Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Essex County College, lowest responsible quote received, for Employability/Basic Skills Training for Customer Service Training Program, Number PY 91-02-01-G, contract shall not exceed \$27,000. for twenty participants in two cycles (10 participants per cycle) of thirteen weeks each (360 hours each), for period December 18, 1991 through June 30 1992; source of funds New Jersey Department of Labor, Employment and Training Administration, Title 11A Youth and 11A Adults.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-be. Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Essex County College/Training Inc., for Business Office Skills Training Program, Number PY 91-01-00-N, contract shall not exceed \$67,520. for twenty participants in one cycle of eighteen weeks, (540 hours), for period December 18, 1991 through June 30 1992; source of funds New Jersey Department of Labor, Employment and Training Administration, Title 8%. (Contract awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(2))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bf. Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into contract with International Youth Organization, for Employability Skills Training Program, Number PY 91-21-00-N, contract shall not exceed \$225,600. for eighty participants, for period July 1, 1991 through June 30, 1992; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 11A Youth. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bg. Resolution authorizing the execution of an agreement with George W. Huss and Joseph J. Faccione, Registered Municipal Accountants of the firm of Samuel Klein and Company, Certified Public Accountants for the performance of the 1992 Audit, pursuant to N.J.S.A. 40A:5-4 and Federal OMB Circular A-128 and State OMB Circular 87-11. (Annual Audit required), for \$359,500. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.)

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Grant by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bh. Resolution ratifying and authorizing Business Administrator to execute agreement with Newark Economic Development Corporation granting \$15,000. as matching funds, to match a \$45,000. New Jersey Urban Development Corporation study grant, to determine feasibility of constructing a trade show and convention center in City of Newark, for period November 30, 1991 to May 31, 1992.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh and Newark Economic Development Corporation Executive Director Faiella to meet with the Municipal Council at its January 7, 1992 pre-meeting conference; further requesting who will be the consultant hired to do this feasibility study and what will be the specific relationship of the consultant with the City and Municipal Council separate and apart from N.E.D.C. was made by President Tucker, seconded by Council Member Harris and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bi. Resolution authorizing Director of Finance to issue check in amount of \$4,100., to Lorna Elaine Adams, refund of deposit paid at time of auction, for purchase of City-owned property known as 503 South 17th Street, Block 326, Lot 25. (Property redeemed by former owner pursuant to Court Order)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bj. Resolution authorizing Director of Finance to issue check in amount of \$2,600., to Ameri Keykavoos, refund of deposit paid at time of auction, for purchase of City-owned properties known as 268 South 19th Street, Block 1818, Lot 45 and 9-11 Eckert Avenue, Block 3602, Lots 62 and 63. (City unable to convey marketable titles)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bk. Resolution authorizing Director of Finance to issue check in amount of \$8,200., to Mohan B. Ganpat, refund of deposit paid at time of auction, for purchase of City-owned property known as 8-10 White Terrace, Block 3041, Lot 99. (City unable to convey marketable title)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bl. Resolution authorizing Director of Finance to issue check in amount of \$30,000., payable to New Julius Wines & Liquor, Inc., c/o Paul M. O'Gara, Esq., Hannonch Weisman, P.C., 50 West State Street, Suite 1400, P.O. Box 1298, Trenton, New Jersey 08607, for retirement of Plenary Retail Distribution License No. 0714-44-388-003 and shall not be reissued to any person or corporation in accordance with N.J.S.A. 40:48-2.40.
(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Tucker.

Not Voting: Council Member Rice.

- 7-R-bm. Resolution granting tax exemption on improvement on property 248-268 Haynes Avenue, Block 5088, Lot 170, owned by 248 Haynes Hotel Associates, for period commencing January 1, 1991 and terminating on December 31, 1995; pursuant to Revised Ordinances of City of Newark, New Jersey, 1966, 10:1-1 et seq., as amended and supplemented. (East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bn. Resolution authorizing Tax Assessor to cancel assessment on building prorated at \$14,900 for 4 months of 1987, \$33,700. for 1988 and \$23,700. for 1989, 1990 and 1991; further authorizing Tax Collector to cancel \$1,975.74 for 4 months of 1987, \$4,873.02 for 1988, \$3,642.69 for 1989, \$4,026.63 for 1990 and \$4,730.52 for 1991 along with any penalties and interest due on premises 844-846 Lake Street, Block 784, Lot 54. (Cancellation of building assessment and taxes from date of issuance of Certificate of Occupancy due to passage of Chapter 207, five year tax abatement)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bo. Resolution amending Resolution 7-R-r, November 14, 1988, authorizing Director of Development to execute Bargain and Sale Deeds for properties sold at public auction held on October 27, 1988, per attached Exhibits A, B, C, for sum of \$2,357,350., to the highest bidders; pursuant to Executive Order PM80032, issued October 12, 1988 by the Mayor, by deleting 31 properties; persons failed to close title within 90 days after adoption of said resolution, thereby forfeiting their deposits to City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bp. Resolution amending Resolution 7-R-n, April 5, 1989, authorizing Director of Development to execute Bargain and Sale Deeds for properties sold at public auction on March 10, 1989, highest bidders, per attached Exhibits A and B, totalling \$1,498,900.; pursuant to Executive Order PM890004, February 16, 1989, by deleting 33 properties; persons failed to close title within 90 days after adoption of said resolution, thereby forfeiting their deposits to City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-R-bq.** Resolution amending Resolution 7-R-be, September 6, 1989, authorizing Director of Development to execute Bargain and Sale Deeds for properties sold at public auction held August 11, per attached Exhibits A, B and C, for the sum of \$1,823,700.; highest bidders, pursuant to Resolution 7-R-bg, July 12, 1989, by deleting 28 properties; persons failed to close title within 90 days after adoption of said resolution, thereby forfeiting their deposits to City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-br.** Resolution designating reserved parking area for handicapped motorists on North 9th Street, eastside, beginning 118 feet south of the southerly curblin of Springfield Avenue and extending 24 feet southerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.

(West Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bs.** Resolution designating reserved parking area for handicapped motorists on Rowland Street, westside, beginning 272 feet south of the southerly curblin of Crittenden Street and extending 19 feet southerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.

(North Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bt.** Resolution designating reserved parking area for handicapped motorists on North 5th Street, westside, beginning 328 feet south of the southerly curblin of 2nd Avenue and extending 25 feet southerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.

(North Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bu.** Resolution designating reserved parking area for handicapped motorists on Mount Prospect Avenue, eastside, beginning 254 feet north of the northerly curblin extension of Ballantine Parkway and extending 25 feet northerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.

(North Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bv. Resolution designating reserved parking area for handicapped motorists on Ferry Street, southside, beginning 89 feet east of the easterly curblane of Polk Street and extending 20 feet southerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.**
 (East Ward)
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bw. Resolution designating reserved parking area for handicapped motorists on Willoughby Street, westside, beginning 205 feet south of the southerly curblane of Shaw Avenue and extending 25 feet southerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.**
 (South Ward)
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bx. Resolution designating reserved parking area for handicapped motorists on Kossuth Street, southside, beginning 162 feet west of the westerly curblane of Magazine Street and extending 19 feet westerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.**
 (East Ward)
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-by. Resolution designating reserved parking area for handicapped motorists on Parker Street, westside, beginning 112 feet south of the southerly curblane of Verona Avenue and extending 19 feet southerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.**
 (North Ward)
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bz. Resolution designating reserved parking area for handicapped motorists on Oxford Street, westside, beginning 225 feet north of the northerly curblane of Fleming Avenue and extending 25 feet northerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.**
 (East Ward)
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-R-ca. Resolution designating reserved parking area for handicapped motorists on McWhorter Street, eastside, beginning 60 feet north of the northerly curblane of Green Street and extending 20 feet northerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.**
 (East Ward)
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cb. Resolution designating reserved parking area for handicapped motorists on North 5th Street, eastside, beginning 312 feet north of the northerly curblane of Bloomfield Avenue and extending 22 feet northerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.**
 (North Ward)
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cc. Resolution designating reserved parking area for handicapped motorists on Gray Street, eastside, beginning 35 feet south of the dead end and extending 25 feet southerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.**
 (West Ward)
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cd. Resolution designating reserved parking area for handicapped motorists on Ann Street, westside, beginning 215 feet north of the northerly curblane of New York Avenue and extending 22 feet northerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.**
 (East Ward)
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-ce. Resolution ratifying and authorizing Mayor and Police Director to execute Agreement Modification with New Jersey Transit to accept funds in amount of \$189,617.48 to extend Exclusive Bus Lanes along Broad Street and Market Street from October 1, 1991 to September 30, 1992.**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the condition that there shall be no expansion of the bus lanes without the express approval of the Municipal Council was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Not Voting: Council Member Harris.

- 7-R-cf. Resolution authorizing transfer of funds from Office of the City Clerk/Municipal Council, City Clerk, Equipment-\$23,000. to Materials and Supplies-\$23,000., Municipal Council, Materials and Supplies-\$9,000. to Recreational Support-\$9,000.; pursuant to N.J.S.A. 40A:4-58.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Not Voting: Council Member Rice.

- 7-R-cg. Resolution authorizing compensation adjustment for non-unionized titles within the Offices of the Municipal Council/City Clerk. (5% increase for 1991)**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, Villani, President Tucker.

Not Voting: Council Members Harris, Rice.

- 7-R-ch. Resolution appropriating Temporary Appropriations, totalling \$77,317,904.02, prior to adoption of 1992 Operating Budget of the City of Newark.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-ci. Resolution establishing Temporary Appropriation for Municipal Debt Service-\$13,066,682., School Debt Service-\$9,573,852., Water Utility Debt Service-\$3,998,232., totalling \$26,638,766.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cj. Resolution establishing Temporary Appropriations for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility, totalling \$7,655,760.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, President Tucker.

No: Council Members Carrino, Martinez.

Not Voting: Council Members Rice, Villani.

- 7-R-ck.** Resolution amending and ratifying Tax Abatement application and Financial Agreement for Blue Cross/Blue Shield of New Jersey, Inc., 33 Washington Street, Block 35, Lot 1 approved by Resolution 7-R-c (S), February 27, 1990; ratification from February 27, 1990 to the present; further amends financial agreement as follows; amends total project cost to \$17,070,552. from \$16,390,000.; requires that all profits be returned to the City of Newark; allows for certain depreciable items; allows intercompany loans and allocation of funds as mortgage financing, further, requiring the entity to pay the annual adjustment (tax levy) and the annual administrative fee which is 2.5% of the annual service charge.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Corporation Counsel Grant and Division of Tax Abatements/Special Taxes Manager Alexander to meet with the Municipal Council at its January 7, 1992 pre-meeting conference was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cl.** Resolution amending Tax Abatement Application and Financial Agreement for University Heights Neighborhood Urban Renewal Non-Profit Corp., 306 through 384 Littleton Avenue, Block 294, Lots 1 through 16; Block 299, Lots 45 through 52; for construction of a residential condominium project, Resolution 7-R-cd, August 3, 1988 and amended by Resolution 7-R-bk, November 1, 1989, by providing a completion date of April 30, 1993 for Block 294 of the project instead of November 1, 1991.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cm.** Resolution authorizing Manager of Division of Recreation and Cultural Affairs to enter into contract with Craigmeur Ski Area, for ski instruction for children, for period January 4, 1992 to March 14, 1992; contract shall not exceed \$7,000. (\$35. per child, per visit)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to communicate with Recreation & Cultural Affairs Manager Lightfoot requesting a listing of children who sign up for ski instructions showing names and addresses was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cn.** Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with AIDS Resource Foundation for Children, for purpose of implementing a Case Management and Supportive Services Program, for period November 1, 1991 through August 31, 1992, contract shall not exceed \$282,500.; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-co. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Choices, Inc., for purpose of implementing a HIV Case Management Program, for period October 1, 1991 through September 30, 1992, contract shall not exceed \$29,000.; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cp-1. Resolution recognizing and commending Edward and Annie Howell on the occasion of their Fiftieth Wedding Anniversary.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cp-2. Resolution recognizing and commending Ms. Louise Epperson on the distinguished occasion of being selected as "Auxilian of the Year" for 1991 by the New Jersey Hospital Association, Council on Auxiliaries.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cp-3. Resolution recognizing and commending Lieutenant John Witsch, Sergeant Vincent Gagliano, Detective Carmine Cosenzo, Detective Carlos Hernandez and Detective Alfred Rizzolo of the Newark Police Department for their assistance in the apprehension and arrest of an alleged burglary suspect on August 14, 1991.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cp-4. Resolution recognizing and commending the players, coaches, cheerleaders and advisors of the North Ward Scorpions on the occasion of capturing the 1991 Newark Pop Warner Jr. Bantam League Championship.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cp-5. Resolution recognizing and commending the Reverend B. F. Johnson, Sr., Pastor of Metropolitan Baptist Church on the occasion of his 95th Birthday.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cp-6. Resolution recognizing and commending the Sport Clube Portugues, Inc. on the occasion of its Seventieth Anniversary.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-R-cp-7. Resolution recognizing and commending the Acores Social & Sport Club, Inc. on the occasion of its twenty-third Anniversary.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cp-8. Resolution recognizing and commending Guyton-Callahan American Legion Post 152 on the occasion of its "Pearl Harbor Day" luncheon to be held December 7, 1991.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cp-9. Resolution recognizing and commending the West Ward Hawks of the Newark Pop Warner Football League on the occasion of capturing their first Junior Bantam Division Championship in 1991.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cp-10. Resolution recognizing and commending the players, cheerleaders, coaches and advisors of the Newark Pop Warner Football League - West Ward Vikings for their outstanding athletic and academic achievements.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cp-11. Resolution recognizing and commending Bernard Dickens, Sr., President and CEO of United Hospitals Medical Center for his most meritorious achievements.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cq. Resolution cancelling all or part of unencumbered balances for 1991 for Current Fund including Federal, State and other grants.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cr. Resolution cancelling all or part of unencumbered balances for 1991 Water Utility Funds.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cs-1. Resolution recognizing and commending the "Pearl Harbor" Essay Contest Winners (A.S.) commemorating the 50th Anniversary of the attack on Pearl Harbor. (Ana Morais, Paula Fernandez, Kachia Hayes and Portia Edwards).**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cs-2. Resolution recognizing and commending Mr. Alvin Zach, Director of Engineering, (A.S.) for providing valuable insight and creativity into the renovation of Douglass Harrison Park as well as the Archie Callahan Monument.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cs-3. Resolution recognizing and commending Ms. Rose Marie Tucker on her retirement (A.S.) from United Hospitals Medical Center.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cs-4. Resolution recognizing and commending members of the Narcotic Bureau of (A.S.) Newark Police Department for their assistance in the apprehension and arrest of 13 alleged drug dealers in the City's Central Ward on October 31, 1991.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cs-5. Resolution recognizing and commending Ronald Karnaugh, of Maplewood, a 1991 (A.S.) Pan American Games Gold Medalist and record-setter.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cs-6. Resolution recognizing and commending Ms. Lisette Nieves, as a winner of (A.S.) the prestigious Rhodes Scholarship Award for the year 1991.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cs-7. Resolution recognizing and commending Mr. Earl Williams upon his retirement (A.S.) as City Clerk of the City of East Orange.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-R-cs-8. Resolution recognizing and commending Mr. Leonard Coleman, Director of Market Development, Major League Baseball, Inc., for exemplary community service.**
(A.S.)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cs-9. Resolution recognizing and commending Benjamin R. Bell, Acting Executive Director, Newark Housing Authority, for his exemplary service and extraordinary contributions to the Newark Housing Authority.**
(A.S.)

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cs-10. Resolution recognizing and commending Mrs. Thelma Jeter, on the distinguished occasion of her retirement from the Newark Board of Education after many years of faithful and meritorious service.**
(A.S.)

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-ct. Resolution by the Newark Municipal Council designating Foundry Street as "Sam Feldman Square" for ceremonial and honorary purposes.**
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cu. Resolution authorizing transfer of funds from Police Department, Board of Alcoholic Beverage Control, Other Expenses, Services by Contract or Agreement-\$2,047., to Personnel Services, Salaries and Wages-\$2,047.; pursuant to N.J.S.A. 40A:4-48.**
(A.S.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cv. Resolution authorizing Director of Development to execute Bargain and Sale Deeds for properties sold at Public Auction held on December 5, 1991, listed on attached Exhibits A and B, for sum of \$652,424., to highest bidders, pursuant to Resolution 7-R-cu (A.S.) adopted November 6, 1991.**
(A.S.)
(Copy of resolution and correspondence submitted to each Member of the Council)
(First Meeting)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-cw.
(A.S.)

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with New Jersey Association on Corrections, for purpose of implementing a Residential and Supportive Services Program, for period October 1, 1991 through September 30, 1992, contract shall not exceed \$49,640.; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker directed the City Clerk to invite Health and Human Services Acting Director Ruffin and the Chairman of the Community Advisory Committee on Aids to meet with the Municipal Council at a future special conference.

7-R-cx.
(A.S.)

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with CURA, Inc., for purpose of implementing Case Management, Ambulatory Care and Emergency Relief Services Program, for period October 1, 1991 through September 30, 1992, contract shall not exceed \$189,000.; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-cy.
(A.S.)

Resolution authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with United Hospitals Medical Center, for purpose of implementing Ambulatory Care Services Program, for period January 1, 1992 through December 31, 1992, contract shall not exceed \$401,590.; funds available through Ryan White Comprehensive AIDS Resources Emergency Act of 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-cz.
(A.S.)

Resolution declaring an emergency exists as to an "Ordinance repealing 'Ordinance authorizing the Director of the Department of Development to exchange property located at 85-91 North 13th Street with Greater Level Hill Baptist Church, Inc. for property located at 373-379 18th Avenue, Newark, New Jersey pursuant to N.J.S.A. 40A:12-16,'" Ordinance 6-Ph, S & F-j, being finally adopted December 18, 1991, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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7-R-da.
(A.S.)

Resolution authorizing Acting Purchasing Agent to advertise for solicitation of bid towing contract. (1991-1992) (5 districts)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by changing the period of time to two years and awarding one highest successful bidder per Ward, was made by Council Member Harris, seconded by Council Member Branch.

Council Member Martinez requested the following letter be read into the record:

December 17, 1991

TO: CITY CLERK ROBERT MARASCO
CORPORATION COUNSEL GLEN GRANT

FROM: POLICE DIRECTOR WILLIAM R. CELESTER

SUBJECT: COUNCIL COMMITTEE MEETING
RE: ADDITION OF FIFTH TOWER

1. The attached submission of Captain James Cosgrove voices the opinion of listed command and supervisory officers of the Police Department that the addition of a fifth tower along city ward designations will create difficulties for our operation due to current geographical district designations that differ, the necessity for additional personnel and equipment, computer reconfiguration along GEO base ward lines, and cost factors associated thereto.
2. One alternate suggested is the towing contract awards be allocated on a rotating basis, thereby each tower would equitably share police tows avoiding past negative experiences by the department when towers did not live up to contract agreements.
3. However, I am confident that the department can accommodate the desires of the City Administration should the proposal be approved.

William R. Celester
WILLIAM R. CELESTER
POLICE DIRECTOR

POLICE DEPARTMENT

ADMINISTRATIVE SUBMISSION

NEWARK, N.J.

TO: GEORGE E. DICKSCHEID, DEPUTY CHIEF #4085 DATE: DECEMBER 16, 1991
COMMANDER, AREA A PATROL BUREAU

FROM: JAMES M. COSGROVE, CAPTAIN # 4060 FILE REF : FIN 5-1
COMMANDER, NORTH DISTRICT STATION

SUBJECT: MEETING - REF: FIFTH TOWING SERVICE

Sir:

On Friday, December 13, 1991, Deputy Chief Thomas O'Reilly held a meeting to determine the impact of a proposed towing contract change. This proposal, made by Councilman Gary Harris, is to

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change the number of towing contracts from four to five. Presently, the four towing contracts are divided along Police District boundaries (North, South East & West). Councilman Harris is proposing that the system be amended to include a fifth tower and the boundaries be along Political Wards (North, South, East, West & Central). To determine the impact this proposal would have on the Police Department, the following individual members were present:

| | |
|-----------------------------|------------------|
| Captain Robert Scelfo | - C.C.U. |
| Captain James Cosgrove | - North District |
| Acting Captain Frank Cefalu | - West District |
| Lieutenant Richard Fanning | - Robbery Squad |
| Lieutenant Charles Dughi | - Auto squad |
| Lieutenant Frank Paultz | - C.C.U. |
| Sergeant Sam Ciccone | - West District |

All of the above Department members in attendance were in agreement that the new proposal would have absolutely no benefit for the Department. The group found that the new proposal, if adopted, would require extensive changes in the Department Policies and Procedures.

Because some of the Police Districts have as many as three political wards within their boundaries, it would be necessary to program our Computer Aided Dispatch System (CAD) to identify these political boundaries. Presently, an Officer towing a vehicle simply requests the Towing Service for his District. The Officer, under the proposed change, would be required to ask the dispatcher to query the CAD System to determine what towing service is to be called. This is a procedure that is presently not needed and would be both time-consuming and burdensome on the dispatcher and the Officer. Some may think that the Officer can be trained as to the Political boundaries within the District. However, the Police District boundaries are along natural boundaries and somewhat stight and much less confusing. For this purpose, we have attached a visual description of the political boundaries.

From this visual description, it is clear that there are not enough exact coordinates and these would have to be expounded upon and entered into the CAD System. This would be both time-consuming and costly. There would be the requirement of an additional Police Officer to perform Lot Duties at the fifth lot. Administratively, there would be a need for more record keeping, i.e., Monthly, Quarterly and Annual Reports.

After viewing the political boundaries, as compared to the Police District boundaries, it can be seen that the Central Ward (which would be the newly created towing area) is not evenly divided between the four Police Districts. Rather, the majority (50%) would be taken from the West District Towing Service and subsequently that would make the West District contract unmarketable. This presently is not a cost problem but could, in the future, leave the West District or another District without a towing service and that would be a serious problem to both the City and the Department.

If the City Council proceeds with the granting of a fifth towing contract, the following recommendation is suggested: the five towing services be contacted in a rotating order for police tows. This would require a record-keeping process by the central Communications Bureau.

The following factors must be included:

| | | |
|------------------|---|--------------------|
| Equipment | - | \$ 5,000.00 |
| Personnel | - | 50,000.00 |
| Time/Cost Factor | - | 6,000.00 |
| | | <u>\$61,000.00</u> |

The motion was declared adopted by President Tucker by the following votes.
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, President Tucker.
No: Council Members Carrino, Martinez.
Not Voting: Council Member Villani.

A motion to adopt the resolution, as amended, and directing the City Clerk to invite Police Director Celester and Captain Cosgrove to meet with the Municipal Council at a future special conference was made by Council Member Harris, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Rice, President Tucker.
No: Council Members Carrino, Martinez.
Not Voting: Council Member Villani.

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- 7-R-db. Resolution authorizing transfer of reserve funds from various departments
(A.S.) and agencies to various departments and agencies, pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-dc. Resolution authorizing Mayor and Director of Mayor's Office of Employment
(A.S.) and Training and Newark Private Industry Council to enter into and execute contract with Rutgers The State University of New Jersey, for Professional Word and Data Processing Training Program, Number PY 91-40-02-N, contract shall not exceed \$93,900. for thirty-six participants in two cycles of fifteen weeks, (372 hours), for period December 18, 1991 through June 30 1992; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title REACH. (Contract awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(2))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-dd. Resolution authorizing Corporation Counsel to execute contract with MHR
(A.S.) & Associates for consultant services to conduct personal interviews for the Affirmative Action Investigative Committee in establishing data to respond to United States Supreme Court decision in Richmond vs. Croson Company, for sum not to exceed \$45,000., for period December 26, 1991 through March 26, 1991. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-de. Resolution adopting the activities of the Martin Luther King Commemorative
(A.S.) Committee and the Kwanzaa activities of the Coalition of African-American organizations sponsored by the City as official functions of the City of Newark.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

A motion to remove from the table "Resolution authorizing Mayor and Business Administrator to execute contract with Hay Management Consultants, 1271 Avenue of the Americas, New York, for professional services relating to the preparation, analysis and presentation of compensation and benefits information for negotiations and interest arbitrations affecting rank-and-file and superior officers in the Police and Fire Departments, maximum amount of contract is \$50,000., inclusive of administrative costs, which amount shall not exceed \$10,000. in 1991 and not to exceed \$40,000. in 1992, \$10,000. provided in Division of Personnel. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service", pursuant to Local Public Contracts law N.J.S.A. 40A:11-5(1)(a)(iii))" (7-R-e tabled December 4, 1991) and directing the City Clerk to place this legislation on a special meeting to be called for December 23, 1991, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, and directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant and Personnel Officer D'Auria to meet with the Municipal Council at a special pre-meeting conference on December 22, 1991 was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-df.
(A.S.)** **Resolution authorizing Newark Housing Authority to submit application to the Secretary of Housing and Urban Development for front end funds to construct low-rent housing.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-dg.
(A.S.)** **Resolution by the Newark Municipal Council encouraging contributions to the Newark Martin Luther King Program Committee, c/o the Newark Performing Arts Corporation, to offset the cost of the Dr. Martin Luther King, Jr. Program of January 15, 1992.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-dh.
(A.S.)** **Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds in amount of \$578,274.57 from New Jersey State Department of Education, for Child Care Food Program, for period October 1, 1991 through September 30, 1992.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-di.
(A.S.)** **Resolution requesting Director of Local Government Services to approve insertion in 1991 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Child Care Food Program, \$578,274.57; item available from New Jersey State Department of Education.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-dj.
(A.S.)** **Resolution authorizing the President of the Municipal Council, on behalf of the City of Newark, to execute contract engaging services of H.R. Edwards & Associates, as Public Relations Consultant for the Municipal Council, for the period beginning January 1, 1992 and ending December 31, 1992, for sum of \$50,000. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service", pursuant to Local Public Contracts law N.J.S.A. 40A:11-5(1)(a)(ii))**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Villani, President Tucker.

No: Council Member Rice.

Not Voting: Council Member Carrino.

**7-R-dk.
(A.S.)** **Resolution by the Newark Municipal Council in support of Croatia and Slovenia.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

December 18, 1991

Motions.

- 7-M-a. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. ALVA JEAN HUDSPETH PRICE, A LONG-TIME RESIDENT OF NEWARK was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-b. A MOTION RECOGNIZING AND COMMENDING MAYOR SHARPE JAMES ON BEING ELECTED SECOND VICE-PRESIDENT OF THE NATIONAL LEAGUE OF CITIES (NLC) was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-c. A MOTION RECOGNIZING AND COMMENDING REVEREND DR. LEON H. SULLIVAN, FOUNDER OF OPPORTUNITIES INDUSTRIALIZATION CENTERS OF AMERICA, AS ONE OF TEN DISTINGUISHED AMERICANS AWARDED THE PRESTIGIOUS PRESIDENTIAL MEDAL OF FREEDOM BY PRESIDENT BUSH was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-d. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CURTIS BOYD, SR., OF EAST ORANGE was made by Council Member Grant, seconded by President Tucker, and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-e. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MISS PRISCILLA J. CAVICCHIA OF SOUTH ORANGE was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-f. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LILLIE HIGSMITH OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-g. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GEORGE AUGUSTINE FOWLKES was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-h. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. MARY B. JONES OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-i. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN W. WHITEHEAD OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-M-j. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. FANNIE HOWARD OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-k. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MINNIE L. GREEN OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-l. A MOTION EXPRESSING SINCERE BEST WISHES FOR A FULL AND SPEEDY RECOVERY TO MRS. DELORES ROBERTS, WIFE OF DOCTOR LAWRENCE ROBERTS, PASTOR OF FIRST BAPTIST CHURCH OF NUTLEY was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-m. A MOTION STRONGLY CRITICIZING THE DISPARAGING REMARKS ABOUT THE CITY OF NEWARK MADE BY U.S. AMBASSADOR TO THE SOVIET UNION ROBERT STRAUSS: FURTHER, REQUESTING AMBASSADOR STRAUSS TO RECALL HIS NEGATIVE COMMENTS AS WELL AS ISSUE A WRITTEN APOLOGY TO THE CITIZENS OF NEWARK FOR THIS MISFORTUNATE INCIDENT; ADDITIONALLY EXTENDING AN INVITATION TO AMBASSADOR STRAUSS TO VISIT NEWARK TO WITNESS THE RENAISSANCE OF THIS CITY was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-n. A MOTION OPPOSING THE PROPOSED CLOSING OF THE THREE NEWARK BRANCH PUBLIC LIBRARIES was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-o. A MOTION COMMENDING MAYOR SHARPE JAMES FOR NOMINATING FIFTEEN (15) MEMBERS TO THE MAYOR'S HOMELESS COMMISSION WHICH WILL DEVELOP LONG AND SHORT TERM GOALS TO ADDRESS THE PROBLEM OF THE HOMELESS AND HUNGRY WITHIN THE CITY OF NEWARK was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-p. A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING HAVE THE TRAFFIC LIGHTS LOCATED AT THE CORNERS OF (1) WALNUT AND PACIFIC STREETS AND (2) EIGHTEENTH AVENUE AND SOUTH 10TH STREET SYNCHRONIZED WITH THE TRAFFIC LIGHTS IMMEDIATELY PRECEDING AND FOLLOWING SUCH LIGHTS was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 7-M-q. A MOTION REQUESTING MAYOR SHARPE JAMES TO CONSIDER AMENDING THE MAYOR'S COMMISSION ON THE HOMELESS ORDINANCE TO INCLUDE SIXTEEN (16) MEMBERS AND TO CONSIDER THE APPOINTMENT OF MR. KURT CULBREATH TO SAID COMMISSION was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-r. A MOTION RECOGNIZING AND COMMENDING THE HUMANITARIAN ACCOMPLISHMENTS OF THE MCGUIRE AIR FORCE BASED QUADRON WHICH FERRIED FOOD, CLOTHING AND MEDICAL SUPPLIES TO HAITIAN REFUGEES BASED AT GUANTANAMO NAVAL BASE was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-s. A MOTION RECOMMENDING THAT THE NEWARK POLICE DEPARTMENT DESIGNATE OR ASSIGN A SPECIAL SQUAD OR THE APPROPRIATE PERSONNEL TO STRICTLY ENFORCE THE PREVENTION OF STOLEN AUTOMOBILES AND PARTICULARLY, THE DANGEROUS AND WANTON DRIVING HABITS OF MINORS AND TEENAGERS ENGAGED IN THE ACT OF AUTO THEFTS was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-t-1. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. SALVATORE NAPOLITANO was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-t-2. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. YOLANDA PUGLIESE was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-u. A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING PROVIDE THE COUNCIL WITH THE STATUS OF (1) THE TRAFFIC LIGHT AT THE INTERSECTION OF SUMMIT STREET AND SUSSEX AVENUE AND (2) MOVING THE BUS STOP FROM THE FRONT OF THE FELLOWSHIP BAPTIST CHURCH ON ELIZABETH AVENUE TO THE CORNER was made by Council Member Branch, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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COMMUNICATIONS AND PETITIONS.

Communications.

- 8-a. The City Clerk presented Communication from Business Administrator Monteilh, received December 9, 1991, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Horticulturist in the Department of Engineering)."
- (Horticulturist 1 1/1/91 \$28,217.18 - \$33,932.98
(35 Hours))
(Creating title of Horticulturist which more appropriately describes duties and responsibilities of employee serving in position. Old title is common title. No salary change. Represented by Newark Council #21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the January 8, 1992, Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 8-b. The City Clerk presented Communication from Business Administrator Monteilh, received December 9, 1991, enclosing proposed "Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Brill Street as a One-Way Street)"
- (East Ward)
(Brill Street, Southbound, between Raymond Boulevard and Fleming Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)
- A motion directing the City Clerk to place this ordinance on the January 8, 1992, Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 8-c. The City Clerk presented Communication from Business Administrator Monteilh, received December 9, 1991, enclosing proposed "Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by rescinding Ludlow Street as a One-way Street."
- (East Ward)
(Deleting:
Ludlow Street, Southbound, from Evergreen Avenue to Elizabeth City Line)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)
- A motion to table the ordinance was made by Council Member Martinez, seconded by Council Member Carrino and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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- 8-d. The City Clerk presented **Communication from Business Administrator Monteilh, received December 9, 1991, enclosing proposed "Ordinance amending Section 23:5-2, Parking Prohibited At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by rescinding parking prohibitions on Broad Street."**

(East Ward)

(Deleting:

Broad Street, from South Street to Poinier Street.

West side, from 7:00 A.M. to 9:30 A.M., Monday through Friday.

Broad Street, from Pionier Street to South Street.

East side, from 4:00 P.M. to 6:00 P.M., Monday through Friday.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the January 8, 1992, Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 8-e. The City Clerk presented **Communication from Business Administrator Monteilh, received December 9, 1991, enclosing proposed "Ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Dickerson Street as a Through Street."** (Central Ward)

(Dickerson Street

Between Roseville Avenue and Norfolk Street

Between 1st Street and Norfolk Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the January 8, 1992, Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 8-f. The City Clerk presented **Communication from Business Administrator Monteilh, received December 9, 1991, enclosing proposed "Ordinance to amend and supplement Title 8, Businesses and Occupations, Chapter 20, Public Garages, Section 1(c), Definitions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."**

(Amends definition of "Public Garage" to clarify businesses governed thereby.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 8, 1992, Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 8-g. The City Clerk presented **Proposed "Ordinance granting the President of the Municipal Council the responsibility to approve all legislation pertaining to street dedications for honorary and ceremonial purposes."**

A motion directing the City Clerk to place this ordinance on the January 8, 1992, Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

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Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

- 9-a. Communication from Business Administrator Monteilh, received November 21, 1991, enclosing proposed "Ordinance to amend and supplement Title 2, Administration, Department of Land Use Control, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding a new chapter under the Division of Permits and Licenses establishing procedures for license suspension or revocation and permitting acceptance of fines in lieu of suspension by the Director of Permits and Licenses.)"

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Permits & Licenses Director Kerr met with the Council December 17, 1991)

A motion to table the ordinance was made by Council Member Rice, seconded by Council Member Martinez and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 8-b. Proposed "Ordinance to amend and supplement Title 8, Business and Occupations, Chapter 20, Public Garages of the City of Newark, New Jersey, 1966, as amended and supplemented, by exempting the requirements of a privacy fence for premises located in business districts as well as industrial districts."

(Exempts premises located in business and industrial districts from requirement of privacy fence, but requires them to have chain-linked fence)

A motion directing the City Clerk to place this ordinance on the January 8, 1992, Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from November 25, 1991 to December 9, 1991.

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--------------------------------|-----------------------|
| Residents for Community Action | 10576 |
| Babyland Nursery, Inc. | 10581 |
| Ms. Civic Association | 10582 |
| Ms. Civic Association | 10583 |
| Ms. Civic Association | 10584 |
| Babyland Nursery, Inc. | 10585 |

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RAFFLE LICENSESLICENSEELICENSE NUMBER

Residents for Community Action
New Jersey Symphony Orchestra
Queen of Angels Church
The Community Foodbank of N.J., Inc.

10575
10577
10579
10580

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

The meeting adjourned at 12:39 A.M., Thursday, December 19, 1991.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

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Newark, New Jersey, December 23, 1991

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey.

City Clerk Marasco called the meeting to order at 12 Noon.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

City Clerk Marasco read letter dated December 19, 1991, from Council President Tucker, calling a special meeting of the Municipal Council for Monday, December 23, 1991, at 11:30 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, Newark, New Jersey, to consider the following legislation:

Resolution reinstating Tax Abatement and Financial Agreement for Newark Community Housing Corporation, Block 2509, Lot 60, 611 Dr. Martin Luther King, Jr. Boulevard, further, approving and ratifying assignment and assumption of said tax abatement to Newark Community Housing Apartments Ltd.; and waiving interest penalties of \$1,524,379.20 approving payment plan for outstanding arrears of \$1,836,379.35 subject to down payment of \$1,200,000. to be paid by December 30, 1991 and allowing a 36 month payment plan at 8% interest for balance of \$636,916.35; entity is required to pay a reinstatement fee of \$2,500. and allowing 6 months to abate housing code violations in addition to all stated conditions of the resolution. (7-R-d, August 15, 1968)

**Resolution authorizing Mayor and Business Administrator to execute contract with Hay Management Consultants, 1271 Avenue of the Americas, New York, for professional services relating to the preparation, analysis and presentation of compensation and benefits information for negotiations and interest arbitrations affecting rank-and-file and superior officers in the Police and Fire Departments, maximum amount of contract is \$50,000., inclusive of administrative costs, which amount shall not exceed \$10,000. in 1991 and not to exceed \$40,000. in 1992, \$10,000. provided in Division of Personnel.
(Removed from the table December 18, 1991)**

**Resolution authorizing Mayor to enter into contract with Gustav Henningburg and Associates, Inc., 40 Clinton Street, Suite 200, Newark, New Jersey, as consultant to provide link between City of Newark and the business community, for term of one (1) year, for sum not to exceed \$75,000.
(7-R-g, deferred December 18, 1991)**

**Resolution ratifying and authorizing Business Administrator to enter into contract with Lisbon Cleaning Inc., 350 Adams Street, Newark, New Jersey, 07105, lowest responsible bidder, to provide Janitorial Maintenance Services/Germiciding 110 William Street Building, for period July 1, 1991 to June 30, 1992; contract shall not exceed \$85,000.; \$5,000. encumbered in Department of General Services, Division of Public Buildings.
(7-R-h, deferred December 18, 1991)**

Resolution authorizing the President of the Municipal Council, on behalf of the City of Newark, to execute contract engaging services of Bruno Associates, Inc., as Public Relations Consultant for the Municipal Council, for the period beginning January 1, 1992 and ending December 31, 1992, for sum of \$150,000.

December 23, 1991

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on December 19, 1991, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco, citing the Administrative Code of the City, stated "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another day or hour.'"

The City Clerk stated this meeting is rescheduled to Monday, December 30, 1991, at 11:00 A.M., or as soon thereafter as practical.

This meeting adjourned at 12:02 P.M.

APPROVED



Robert P. Marasco
City Clerk

Newark, New Jersey, December 30, 1991

An adjourned special meeting scheduled for December 23, 1991 of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey.

President Tucker called the meeting to order at 1:44 P.M.

Present: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Public Relations Consultants Delores Wheat, Lois Redisch and Harold Edwards.

Absent: Council Members Carrino, Grant.

City Clerk Marasco read letter dated December 19, 1991, from Council President Tucker, calling a special meeting of the Municipal Council for Monday, December 23, 1991, at 11:30 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, Newark, New Jersey, to consider the following legislation:

Resolution reinstating Tax Abatement and Financial Agreement for Newark Community Housing Corporation, Block 2509, Lot 60, 611 Dr. Martin Luther King, Jr. Boulevard, further, approving and ratifying assignment and assumption of said tax abatement to Newark Community Housing Apartments Ltd.; and waiving interest penalties of \$1,524,379.20 approving payment plan for outstanding arrears of \$1,836,379.35 subject to down payment of \$1,200,000. to be paid by December 30, 1991 and allowing a 36 month payment plan at 14% interest for balance of \$636,916.35; entity is required to pay a reinstatement fee of \$2,500. and allowed 6 months to abate housing code violations in addition to all stated conditions of the resolution. (7-R-d, August 15, 1968)

Resolution authorizing Mayor and Business Administrator to execute contract with Hay Management Consultants, 1271 Avenue of the Americas, New York, for professional services relating to the preparation, analysis and presentation of compensation and benefits information for negotiations and interest arbitrations affecting rank-and-file and superior officers in the Police and Fire Departments, maximum amount of contract is \$50,000., inclusive of administrative costs, which amount shall not exceed \$10,000. in 1991 and not to exceed \$40,000. in 1992, \$10,000. provided in Division of Personnel. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service," pursuant to Local Public Contracts Law N.J.S.A 40A:11-5(1)(a)(i)) (Tabled on December 4, 1991) (Removed from the table December 18, 1991)

Resolution authorizing Mayor to enter into contract with Gustav Henningburg and Associates, Inc., 40 Clinton Street, Suite 200, Newark, New Jersey, as consultant to provide link between City of Newark and the business community, for term of one (1) year, for sum not to exceed \$75,000. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service," pursuant to Local Public Contracts Law N.J.S.A 40A:11-5(1)(a)(ii)) (7-R-g, deferred December 18, 1991)

Resolution ratifying and authorizing Business Administrator to enter into contract with Lisbon Cleaning Inc., 350 Adams Street, Newark, New Jersey, 07105, lowest responsible bidder, to provide Janitorial Maintenance Services/Germiciding 110 William Street Building, for period July 1, 1991 to June 30, 1992; contract shall not exceed \$85,000.; \$5,000. encumbered in Department of General Services, Division of Public Buildings. (7-R-h, deferred December 18, 1991)

Resolution authorizing the President of the Municipal Council, on behalf of the City of Newark, to execute contract engaging services of Bruno Associates, Inc., as Public Relations Consultant for the Municipal Council, for the period beginning January 1, 1992 and ending December 31, 1992, for sum of \$150,000. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service," pursuant to Local Public Contracts Law N.J.S.A 40A:11-5(1)(a)(ii))

City Clerk Marasco further read letter dated December 26, 1991 from Council President Donald Tucker, requesting to add the following legislation to the call of this special meeting:

Resolution appointing eighty eight (88) Special Police Officers for year ending December 31, 1992.

Resolution authorizing Tax Collector to execute assignment for Tax Sale Certificate No. 68514 to C & F, Inc. (Henry J. Fernandez, President), for sum of \$34,951.52 for premises commonly known as Block 1194, Lots 1, 9, 17-31 Avenue A.

Emergency appropriation from Water Fund Balance in amount of \$550,000. (Joint Venture - Hazen Sawyer/Clinton Bogart Associates).

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 13, 1990, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notices of this meeting was similarly disseminated on December 19, 1991, and December 26, 1991, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS AND MOTIONS.

Resolutions.

7-R-a. (S)

Resolution reinstating Tax Abatement and Financial Agreement for Newark Community Housing Corporation, Block 2509, Lot 60, 611 Dr. Martin Luther King, Jr. Boulevard, further, approving and ratifying assignment and assumption of said tax abatement to Newark Community Housing Apartments Ltd.; and waiving interest penalties of \$1,524,379.20 approving payment plan for outstanding arrears of \$1,836,379.35 subject to down payment of \$1,200,000. to be paid by December 30, 1991 and allowing a 36 month payment plan at 14% interest for balance of \$636,916.35; entity is required to pay a reinstatement fee of \$2,500. and allowing 6 months to abate housing code violations in addition to all stated conditions of the resolution. (7-R-d, August 15, 1968)

A motion to amend the resolution by adding thereto "The Municipal Council reserves the right to review the entity's financial status and financial ability after one year from the adoption of this resolution. The interest rate shall be adjusted if the review indicates that the entity has the ability to pay an 18% interest rate on the unpaid principal of the payment plan (Schedule A) rather than the 14% rate identified on Schedule A" was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani,
President Tucker.

Absent: Council Members Carrino, Grant.

A motion to adopt the resolution, as amended, was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani,
President Tucker.

Absent: Council Members Carrino, Grant.

7-R-b. (S)

Resolution authorizing Mayor and Business Administrator to execute contract with Hay Management Consultants, 1271 Avenue of the Americas, New York, for professional services relating to the preparation, analysis and presentation of compensation and benefits information for negotiations and interest arbitrations affecting rank-and-file and superior officers in the Police and Fire Departments, maximum amount of contract is \$50,000., inclusive of administrative costs, which amount shall not exceed \$10,000. in 1991 and not to exceed \$40,000. in 1992, \$10,000. provided in Division of Personnel. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service," pursuant to Local Public Contracts Law N.J.S.A 40A:11-5(1)(a)(ii))

(Copy of resolution and correspondence submitted to each Member of Council)
 (Chief of Staff Mattison, Personnel Officer D'Auria and Labor Relations and Compensation Officer Franklin met with the Council December 30, 1991)
 (Tabled on December 4, 1991)
 (Removed from the table December 18, 1991)

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Rice, Villani, President Tucker.

No: Council Members Harris, Martinez.

Absent: Council Members Carrino, Grant.

7-R-c. (S)

Resolution authorizing Mayor to enter into contract with Gustav Heningburg and Associates, Inc., 40 Clinton Street, Suite 200, Newark, New Jersey, as consultant to provide link between City of Newark and the business community, for term of one (1) year, for sum not to exceed \$75,000. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service," pursuant to Local Public Contracts Law N.J.S.A 40A:11-5(1)(a)(ii))

(Copy of resolution and correspondence submitted to each Member of the Council)
 (Chief of Staff Mattison met with the Council December 30, 1991)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant.

7-R-d. (S)

Resolution ratifying and authorizing Business Administrator to enter into contract with Lisbon Cleaning Inc., 350 Adams Street, Newark, New Jersey, 07105, lowest responsible bidder, to provide Janitorial Maintenance Services/Germiciding 110 William Street Building for period July 1, 1991 to June 30, 1992; contract shall not exceed \$85,000.; \$5,000. encumbered in Department of General Services, Division of Public Buildings.

(Copy of resolution and correspondence submitted to each Member of the Council)
 (Acting Purchasing Agent Omolino-Heard met with the Council December 30, 1991)

A motion to adopt the resolution was made by President Tucker, seconded by Council Members Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant.

7-R-e. (S)

Resolution authorizing the President of the Municipal Council, on behalf of the City of Newark, to execute contract engaging services of Bruno Associates, Inc., as Public Relations Consultant for the Municipal Council, for the period beginning January 1, 1992 and ending December 31, 1992, for sum of \$150,000. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service," pursuant to Local Public Contracts Law N.J.S.A 40A:11-5(1)(a)(ii))

A motion to amend the resolution by changing amount of contract from \$150,000. to \$125,000. was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant.

A motion to adopt the resolution, as amended, was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Villani.

No: President Tucker.

Not Voting: Council Member Rice.

Absent: Council Members Carrino, Grant.

7-R-f. (S)

Resolution appointing eighty eight (88) Special Police Officers for year ending December 31, 1992.

A motion to amend the resolution by adding thereto: "The City Clerk shall verify the addresses as provided by the aforementioned persons by a certified return receipt letter, and shall inform the Governing Body of those letters which are returned undelivered. Those individuals whose letters have been returned undelivered shall automatically have their Special Police appointment revoked for either providing an incorrect address or for not providing a change of address" was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant.

A motion to adopt the resolution, as amended, was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant.

7-R-g. (S)

Resolution authorizing Tax Collector to execute assignment of Tax Sale Certificate No. 68514 to C & F, Inc. (Henry J. Fernandez, President), for sum of \$34,951.52 for premises commonly known as Block 1194, Lots 1, 9, 17-31 Avenue A.

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant.

7-R-h. (S)

Emergency appropriation from Water Fund Balance in amount of \$550,000. (Joint Venture - Hazen Sawyer/Clinton Bogart Associates).

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant.

City Clerk Marasco stated he has received a letter from Acting Corporation Counsel Hollar-Gregory indicating the following resolution can be considered by the Municipal Council at this special meeting because it is an emergent matter.

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7-R-i. (S)

Resolution authorizing Director of Finance to accept check in amount of \$28,751.46 in full settlement of all taxes, SILOT, interest and penalties placed on property known as 404-406 Chestnut Street, Block 991, Lot 6CA22, for period January 1, 1987 and up to and including December 31, 1991; further, authorizing Tax Collector to take all steps necessary to remove, cancel and set aside all tax sale certificates and tax liens issued by City of Newark for taxes imposed for period January 1, 1987 up to and including December 31, 1991; further, authorizing Manager of Division of Special Taxes and Tax Abatement to take all necessary steps to re-instate the tax abatement for period January 1, 1989 up to and including December 31, 1991.

A lengthy discussion was held by the Members of the Municipal Council.

A motion directing the City Clerk to return the resolution to the Law Department, awaiting for determination of the Courts, was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, President Tucker.

Not Voting: Council Member Villani.

Absent: Council Members Carrino, Grant.

Motions.

7-M-a.

A MOTION ENCOURAGING THE UNITED WAY OF ESSEX AND HUDSON COUNTY TO MOVE FORTHWITH TO PROVIDE EMERGENCY FINANCIAL ASSISTANCE TO THE CLINTON HILL BRANCH Y.M.W.C.A. WHICH IS IN JEOPARDY OF BEING CLOSED was made by Council Member Harris, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant.

7-M-b.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GLENN HAYDEL, EXECUTIVE DIRECTOR OF THE ROSEVILLE COALITION was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant.

7-M-c.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. NANCIE FARRELL, DAUGHTER OF MS. CATHERINE FARRELL, LONGTIME NEWARK EMPLOYEE was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant.

7-M-d.

A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MS. SHARON BRADMAN, AIDE TO COUNCILWOMAN MARIE L. VILLANI was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant.

7-M-e.

A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO REVEREND BENJAMIN F. JOHNSON, SR. was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant.

7-M-f.

A MOTION DIRECTING THE CITY CLERK TO INVITE POLICE DIRECTOR CELESTER, MAYOR STEELE OF IRVINGTON AND POLICE DIRECTOR WILLIAMS OF IRVINGTON TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS THE INCREASING NUMBER OF STOLEN VEHICLES ON SOUTH 19TH AND SOUTH 20TH STREET was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant.

- 7-M-g. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CARL A. ORECHIO, FORMER STATE ASSEMBLYMAN AND CHAIRMAN OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani,
President Tucker.

Absent: Council Members Carrino, Grant.

- 7-M-h. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ASA CREWS, SR., FATHER OF DR. ASA CREWS, JR. AND MS. MARY KORNEGAY was made by Council Member Bradley seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani,
President Tucker.

Absent: Council Members Carrino, Grant.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani,
President Tucker.

Absent: Council Members Carrino, Grant.

This meeting adjourned at 2:20 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

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